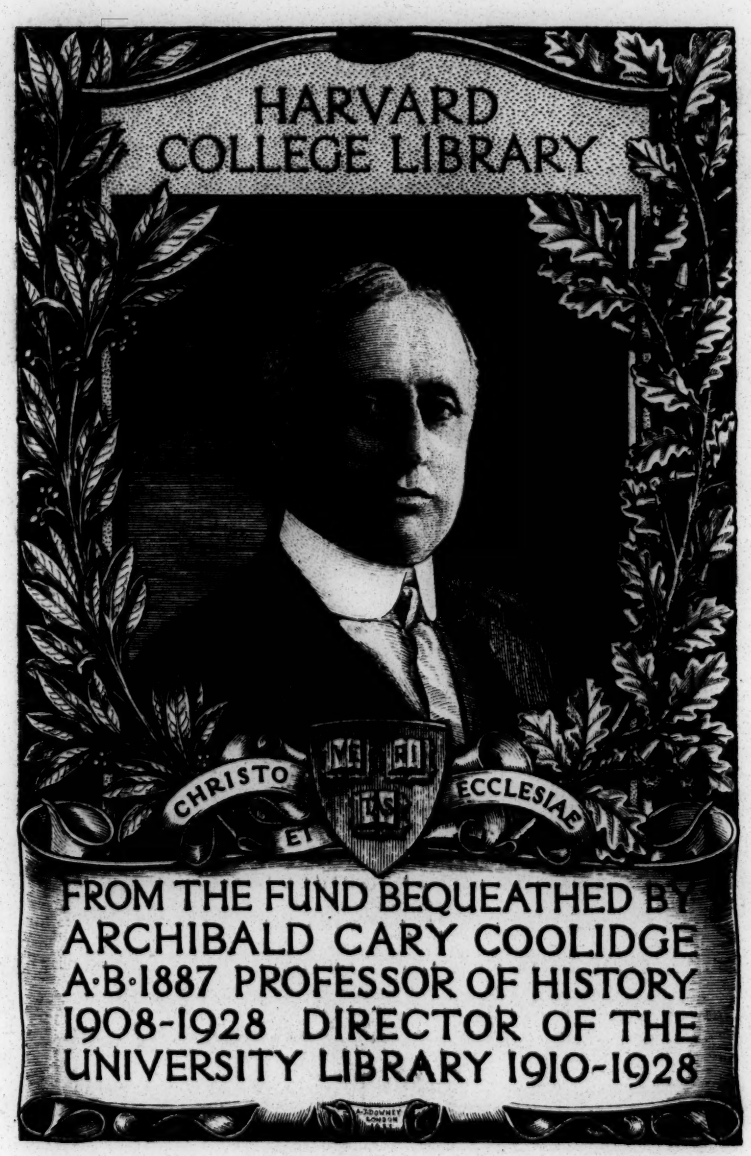
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VOTES

OF THE

House of Commons,

Perused and Signed to be *Printed* According to the Order of the *House of Commons.*

BY ME

WILLIAM WILLIAMS, Speaker.

Reprinted *Anno Dom.* 1680.

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VOTES

Of the Houſe of

COMMONS,

Jovis 21, *Octobris* 1680.

THE Houſe being met, a Meſſage was delivered from the King by Sir *Edward Cartarett* Uſher of the Black Rod, *viz*,

Gentlemen of the Houſe of Commons,

The King Commands this Honourable Houſe to attend Him immediately in the Houſe of Peers.

And accordingly the Houſe went up to Attend his Majeſty, who was pleaſed, after having made a Speech, to Command the Commons to return to their Houſe, and proceed to the Choice of their Speaker.

And the Houſe being returned, and a Motion being made, That *William Williams* Eſq; be Choſen Speaker for this Houſe, It was Reſolved in the Affirmative, *Nemine contradicente.*

And Mr. *Williams* having in a Speech to this effect, diſabled himſelf for this Service;

Gentlemen,

I *Need not reckon my Infirmities to this Houſe, It is enough to mention them; they are better known to many of the Members than to my ſelf: they have often appeared within theſe Walls in Two Parliaments: Therefore I truſt your own Knowledge and Experience of my Failings will eaſily divert your Inclinations to name me your Speaker. And as you have had Experience of my Unfitneſs for ſuch Service, ſo have you had ſufficient Proof,*

I may say Demonstration, of the Aptness of many worthy Members now present for your Service; Men of bulk great enough to fill your Chair; Men of Art, skilful enough to guide and collect your Debates; Men of Science in the Laws and Methods of Parliament, wise enough to steer and conduct your Counsels. Your Choice of a Speaker this day is the Effect of much Time and long Consideration. It will be no Excuse for the Commons now in Parliament to say, They had not time for Deliberation in this great Matter, as was usual in other Parliaments, when Speakers were Elected upon their first Meeting in Parliament: Therefore a more deliberate Election will be expected from you after this time for Contemplation. And add the prospect of what is like to be the Subject Matter of this Parliament, The Security of the Protestant Religion; The Safety of the King & Kingdom; The Preservation of the Justice of the Land; Matters highly arduous & urgent at this time. These must prevaile with you to depart from your first Intentions of the Honour you proposed for me this day. Your first step toward it I acknowledge to be sufficient Honour for me; therefore I pray let me ask it from you, not only for my own sake, but for your own Honour, & for the Interest of the Publick, That you please to proceed to the Choice of another Person, more proper for the Bulk of your Chair, & Weight of your Work, & leave me in this Place, where my Country seated me for your Service.

His Excuse being rejected by the House, Mr. *Williams* was conducted to the Chair by two Members of the House, and in the Chair made a speech to this effect to the House.

Gentlemen,

I Tremble when I reflect under what Difficulties Learned, Experienced, and wise Men have laboured in this Chair: Yet I am not afraid of their President who impaired their Estates and Health, no not of them who lost their Lives in this Service. These are a Sacrifice I owe my Country. But when I suffer my self to think that some Gentlemen have maimed their Reputation in this Trust, these thoughts are dreadful to me, they wound me, and must yet strike deeper with me, Unless you that called me hither shall please to stand by me, cherish, and support me in all the Difficulties of this Place. I have it by your Courtesie, and shall hold it at your Pleasure. And I have this to secure me, If I fall, I fall into the hands of Gentlemen, that made me what I am in your Service.

I doubt not but you will remember, I am your own Minister, your own onely

onely, your own intirely, placed in this Service without ſeeking, without recommending: I expect no Boon, but by your Grace and Favour to depart as I came, when you ſhall pleaſe to Command me, without repenting.

The Houſe being informed that his Majeſty had appointed to morrow at three of the clock in the Afternoon, for the Houſe to preſent their Speaker.

Veneris 22. *Octobris* 1680. *Poſt Meridiem.*

THe Houſe being met, and Mr. Speaker having taken the Chair.

A Meſſage was delivered from the King by Sir *Edward Cartarett* Uſher of the Black Rod.

Gentlemen of the Houſe of Commons.

The King Commands this Honourable Houſe to Attend him in the Houſe of Peers.

And accordingly Mr. Speaker, with the Houſe, went up to Attend His Majeſty, and humbly repreſented to His Majeſty, That the Houſe of Commons had choſen him their Speaker. And he made Claim by Humble Petition, in the Name of the Commons of *England* in Parliament Aſſembled, of the Ancient Rights of the Commons, for them and their ſervants, in their Perſons and Eſtates, to be free from Arreſts and other Diſturbances: In all their Debates to have Freedom and Liberty of ſpeech: And as occaſion ſhall require, to have Acceſs to His Majeſties Perſon. Which was allowed by the King.

The Houſe being returned, and Mr. Speaker having taken the Chair, and made Report thereof to the Houſe,

The Houſe Adjourned.

Lunæ 25. *die Octobris* 1680.

A Meſſage from the Lords by the Lord Chief Juſtice *Scroggs*, and the Lord Chief Juſtice *North*, to the Commons.

Mr. Speaker,

The Lords have Commanded us to acquaint you, that they have made an Addreſs to his Majeſty, and have received his Majeſties anſwer thereunto, which they have thought fit to Communicate to this Houſe.

The Addreſs.

ORdered by the Lords Spiritual and Temporal in Parliament Aſſembled, That the Lords with white Staves do Attend his Majeſtie, humbly

humbly to desire Him from this House, That whereas there hath been a Discovery of an horrid Plot and Conspiracy by the Papists against His Majesties Person and Government, which still continues, His Majestie will be Graciously pleased to issue out his Royal Proclamation, thereby Declaring, That if any person or persons shall within the space of two months after the date of such Proclamation, come in and give Evidence of any Treason or Conspiracy against His Majesties Royal Person and Government, That then his Majesty will Graciously Pardon such person or persons all Treasons and Misprision of Treasons, and all Offences in concealment of the same, to the time limited by the said Proclamation.

Jo, Browne Cleric. Parliamentor.

His Majesties Answer to the Address.

HIs Majestie hath considered of the Address made by the house, and is so willing to encourage all persons who know any thing of any Treasons and Conspiracies against his Person and Government, that He will cause his Royal Proclamation to issue, Declaring that He will fully pardon and secure all persons who shall make such Discovery, not only during the space of Two months, as is desired, but at any time after, whensoever such Discovery shall be made,

Martis 26. die Octob. 1680.

Ordered,

THat a Bill or Bills be brought in upon the Debate of the House, for Regulating the Election of Members to serve in Parliament.

A Committee appointed to draw up the same, and to take care to bring in a Clause to declare the Law, that an Action of the Case may be brought and maintained, for any Damages sustained by undue Returns.

The House taking into Consideration the Message sent from the Lords,

Ordered,

That an humble Address be prepared to be presented to his Majesty, for the Pardon of such persons who shall within a limited time make satisfactory discovery to this House, of the horrid Popish Plot.

The House being informed that Mr. *Dangerfield* was in the Speakers Chamber, and desired he might acquaint the House with some matters of importance relating to the Popish Plot. Order-

Ordered,

That Mr. *Dangerfield* be called to the Bar of this Houſe, to give an account to the Houſe, what he knows relating to the Popiſh Plot.

And Mr. *Dangerfield* being accordingly called to the Bar of the Houſe, related his evidence; and being withdrawn.

The Houſe taking notice of Mr. *Dangerfields* having in his information mentioned Sir *Robert Peyton*, a Member of this Houſe,

Ordered,

That it be referred to the Conſideration of a Committee, to Examine the Matters touching Sir *Robert Peyton*, and to report the ſame to the Houſe.

Reſolved *Nemine contradicente*,

That it is the Opinion of this Houſe to proceed effectually to ſuppreſs Popery, and prevent a Popiſh Succeſſor.

Mercurii 27. *die Octobris* 1680.

MR. *Treby* reports from the Committee appointed to prepare and draw up an Addreſs to be preſented to his Majeſty.

May it pleaſe your Majeſtie,

WE Your Majeſties moſt Dutiful and Loyal Subjects, the Commons in Parliament Aſſembled, being highly Zealous for the Preſervation of the Proteſtant Religion, Your Majeſties Sacred Perſon and Government, and reſolving to purſue with a ſtrict and impartial Enquiry, the Execrable Popiſh Plot, which was detected in the two laſt Parliaments, and has been ſupported and carried on by potent and reſtleſs practices and machinations, eſpecially during the late Receſſes of Parliament, whereby ſeveral perſons have been terrified and diſcouraged from declaring their knowledg thereof; moſt humbly beſeech Your Majeſty, that for the ſecurity of ſuch perſons who ſhall be willing to give evidence, or make further ſatisfactory Diſcovery concerning the ſame to this Houſe, Your Majeſty would be pleaſed to iſſue Your Royal Proclamation, aſſuring all the ſaid perſons of Your Gracious Pardon, if they ſhall give ſuch Evidence, or make ſuch Diſcovery within two months after the Date of ſuch Proclamation.

Reſolved *Nemine contradicente*,

That it is, and ever hath been the undoubted Right of the Subjects of *England*, to Petition the King for the Calling and Sitting of Parliaments, and Redreſſing of Grievances.

Reſolved

Reſolved *Nemine contradicente*,

That to traduce ſuch Petitioning as a violation of Duty, and to repreſent it to his Majeſtie as Tumultuous and Seditious, is to betray the Liberty of the Subject, and contributes to the Deſign of Subverting the ancient legal conſtitution of this Kingdom, and introducing Arbitrary Power.

Ordered,

That a Committee be appointed to enquire of all ſuch perſons as have offended againſt theſe Rights of the Subject.

The Houſe being informed that Sir *Francis Wythens*, a Member of this Houſe, had offended againſt the ſaid Rights of the Subject,

Ordered,

That Sir *Francis Wythens*, a member of this Houſe, have notice given him by the Serjeant, to attend his place to morrow morning.

Reſolved,

That an Addreſs be made to his Majeſtie, declaring the Reſolution of this Houſe, toPreſerve and ſupport the Kings Perſon & Government, and the Proteſtant Religion at home and Abroad.

Jovis 28. *die Octob.* 1680.

SIR *Francis Wythens* appearing in his Place according to the Order of the Houſe yeſterday made,

Ordered,

That the Clerk of the Peace for *Weſtminſter* do attend this Houſe to morrow morning at Ten of the Clock, with the Roll of the Orders for laſt *Eaſter* Seſſions for the City of *Weſtminſter*.

An Information being given the Houſe againſt Sir *Robert Teamans* of *Briſtol*, and againſt Sir *Robert Cann*, a Member of this Houſe, That they did in *October* 1679. publickly declare, that there was no Popiſh plot, but a *Presbyterian* plot;

And Mr. *Rowe*, Sword-bearer of *Briſtol*, being called in to the Bar, and atteſting the ſame, all which being likewiſe atteſted by Sir *John Knight*, a Member of this Houſe.

And Sir *Robert Cann* being called upon by the Houſe to make his Defence therein: who ſtanding up in his Place, did in defence utter ſeveral reproachfull & reflecting words againſt the ſaid Sir *John Knight*.

Ordered,

Ordered, That Sir *Robert Cann*, be brought to the Bar of this Houſe, and do receive a reprehenſion from Mr. Speaker, upon his knees; which was done accordingly.

And Sir *Robert Cann* being again withdrawn, the Houſe Proceeded in the further Conſideration of the Matters charged againſt him, and aftet long Debate.

Reſolved, &c.

That it doth appear by the Evidence this day given to this Houſe that Sir *Robert Cann* is guilty of publickly declaring in the City of *Briſtol* in *October* 1679, that there was no Popiſh plot, but a *Presbyterian* Plot.

Ordered, That Sir, *Robert Cann*, a Member of this houſe, be Committed to the priſon of the Tower.

Ordered, That Sir *Robert Cann* be Expelled this Houſe.

And then he was brought to the Bar of the Houſe, and upon his knees received from Mr. Speaker the Judgment of the Houſe for his Expulſion from this Houſe, and Commitment to the Tower.

Ordered, That Mr. Speaker do iſſue out his Warrant to the Serjeant at Arms, for conveying the Body of Sir *Robert Cann* to the priſon of the Tower.

Ordered, That Sir *Robert Teamans* be ſent for in Cuſtody of the Serjeant attending this Houſe, to anſwer for publickly declaring in the City of *Briſtol* in *October*, 1679, That there was no Popiſh Plot, but a *Presbyterian* Plot.

Ordered, That Doctor *Dove* be deſired to preach before this Houſe on the Fifth day of *Novem.* next, at St. *Margarets Weſtminſter*; and Mr. Speaker is deſired by the Houſe to give him notice thereof.

Veneris 29. *die Octob.* 1680.

Ordered,

THat *Sir George Downing* have leave to bring in a Bill for Wearing of the Woollen Manufactures of *England.*

Ordered,

That Doctor *Tongue* be humbly recommended by this Houſe to his Majeſtie, for the firſt conſiderable Church preferment that ſhall happen to become void in this Kingdom, and that ſuch members of

this Houſe as are of his Majeſties Privy Council, do repreſent the ſame to his Majeſtie.

Mr. Speaker acquaints the Houſe, That having attended his Majeſtie yeſterday in the Afternoon, with the Addreſs for a Pardon for ſuch perſons as ſhall make a ſatisfactory Diſcovery to this Houſe, of the Horrid Popiſh plot; His Majeſtie was pleaſed to return his Gracious Anſwer, to this effect, *viz.*

THat He did intend to Direct, ſuch a Proclamation, and was Reſolved not onely to proſecute the plot but Popery alſo, and to take care of the Proteſtant Religion Eſtabliſhed by Law; And if We join, and this Houſe go on calmly in their Debates, without heats, He did not doubt but to beat down popery, and all that belongs to it.

Mr. *Harbord* Reports from the Committee to whom it was referred, to prepare and draw up an Addreſs, Declaring the Reſolution of this Houſe to preſerve and Support the Kings perſon and Government, and the Proteſtant Religion both at Home and Abroad.

The Addreſs Agreed unto by the Houſe.

May it pleaſe Your Moſt Excellent Majeſtie,

WE your Majeſties moſt dutiful and obedient Subjects the Commons in this preſent Parliament aſſembled, do with moſt thankful hearts acknowledge not onely your Majeſties many former Royal Declarations of your adherence to the Proteſtant Religion, in the Preſervation and Protection thereof, but your further Manifeſtation of the ſame in your Gracious Speech to both Houſes at the Opening of this preſent Parliament, in which your Majeſty is pleaſed to Command us ſtrictly and impartially to proſecute the Horrid Popiſh Plot, without which we do fully aſſent to your Majeſties great Judgment, That neither your Perſon nor Government can be ſafe, nor your Proteſtant Subjects, it being part of the very Religion of Popery, where it can obtain, to extirpate all Proteſtants, both Prince and People; which hath cauſed in the times of your Royal Anceſtors ſince the Reformation, that great care to oblige the Subjects againſt their return to the Papal Yoke, in the very ſame Oaths wherein they ſwear Allegiance to their Prince. And as now the Eyes of all the Proteſtant Kingdoms and States Abroad are upon Us, and looking upon your Majeſty as the Royal Head of ſo many Proteſtant Countries, cannot but hope, upon a happy and ſolid Security in our Religion at home, That your Majeſty will be the greateſt Protection to them, from whom we may expect a Mutual

Aſ-

Aſſiſtance, as being involved in the ſame Common Danger: So we do humbly aſſure your Majeſty, That We ſhall be always ready to Preſerve your Majeſties Perſon and Government, and to Support the Proteſtant Religion both at Home and Abroad: And do humbly beſeech your Majeſty to Eſteem all Perſons whatſoever who ſhall otherwiſe repreſent Us to your Majeſty, as thoſe who deſign to divide between the King and his People; and to defeat the Meeting and Siting of Parliaments, That thoſe Popiſh Deſigns may ſucceed, which they well know cannot otherwiſe proſper. And this they have made more undeniably evident in the interval of Parliaments, by Contriving, with unparallel'd Inſolence, a moſt damnable and wicked Deſign, to transfer their own Crimes upon ſo many of your Majeſties Loyal Proteſtant Nobility and Gentry, hoping thereby to deſtroy thoſe who with the greateſt Zeal and Integrity endeavour to Proſecute them.

The houſe then proceeded to the conſideration of the Matter relating to Sir *Francis Wythens*, a Member of this houſe, and ſeveral Witneſſes being called in and examined at the Bar of this houſe in that Matter: And,

It appearing to the houſe, upon the Confeſſion of the ſaid Sir *Francis Wythens* in his place, and upon the Evidence given at the Bar of the houſe againſt him, that he had preſented an Addreſs to his Majeſty expreſſing an abhorrency to petition His Majeſty for the Calling and ſitting of Parliaments.

Reſolved, That Sir *Francis Wythens*, by promoting and preſenting to his Majeſty an Addreſs expreſſing an Abhorrency to Petition his Majeſty for the Calling and ſitting of Parliaments, hath betrayed the undoubted Rights of the Subjects of *England*.

Ordered, That Sir *Francis Wythens* be Expelled this Houſe for this high Crime.

Ordered, That Sir *Francis Wythins* do receive his Sentence at the Bar of this Houſe upon his Knees from Mr. Speaker. Which he received accordingly.

Sabbati 30. *die Octobris* 1680.

MR. Secretary *Jenkins* acquaints the Houſe, That His Majeſty having been Attended by ſuch of the Members of this Houſe as are of the Privy Council, to know His Pleaſure when this Houſe ſhould

Wait upon His Majesty with their Address, Declaring their Resolution to preserve His Majesty's Person, &c. He was pleased to appoint Three of the Clock this afternoon for this House to Attend Him in the Banquetting-house.

He further acquainted the House, That His Majesty being Attended by such Members of this House as are of His Privy Council, with the Address relating to Dr. *Tongue*, His Majesty was pleased to return answer, That he had already taken some care of Dr. *Tongue*, and that he would take him into further Consideration.

Resolved, That the Votes of this House be Printed, being first Perused and Signed by Mr. Speaker, and that Mr. Speaker nominate and appoint the persons to Print the same.

Seignior *Francisco Ferria*, being called in, delivered his Evidence at the Bar of this House, relating to the Popish Plot.

Resolved, *Nemine Contradicente*, That this House will forthwith proceed to the full Examination of the Popish Plot, in order to bring the Offenders to Justice.

Resolved, That a Committee be appointed to Inspect the Journals of the Two last Parliaments, and make a Report to the House of their proceedings relating to the Popish Plot: And it is referred to &c. or any three of them, and they are to meet this afternoon at three of the Clock in the Speakers Chamber, and are to Sit *de die in diem*.

Ordered, That an humble Address be made to His Majesty by such of the Members of this House as are of His Majesty's most Honourable Privy Council, That all the Letters, Papers and Evidences which have been delivered into the Privy Council, relating to the horrid Popish plot, may be delivered into this house.

Lunæ 1. *die Novembris* 1680

MR. Secretary *Jenkins* acquaints the House, that according to the Order of this House made on *Saturday* last for an humble address to be made to His Majesty by such of the Members of this House as are of His Majesties Privy Council, that all such papers, Letters and Evidences. relating to the horrid Popish plot, as have been delivered in to the Privy Council, might be transmitted to this House, His Majesty had been attended in this matter, who was plea-

pleaſed to anſwer, That the Houſe of Lords having at their firſt ſitting appointed a Committee for Examination of the Popiſh plot, His Majeſty had been pleaſed on the 24*th.* day of the laſt month, to Order all Examinations, papers and Writings relating to the Popiſh plot, and in the Cuſtody of the Clerks of the Council, to be ſent to that Committee, and that on the 27*th.* day of *October* laſt, they were all ſent accordingly.

A Bill for the better Encouragement of the Woollen Manufacture of *England*, by the general wearing thereof, was Read the firſt time.

Reſolved, &c. That the ſaid Bill be Read a Second time.

Mr. *Speaker* acquaints this Houſe, that the Houſe attended His Majeſty on *Saturday* laſt in the afternoon at the *Banquetting-Houſe* with their addreſs, declaring the Reſolution of this Houſe, to preſerve and Support the Kings perſon and Government, and the Proteſtant Religion both at home and abroad; and that His Majeſty returned His Gracious anſwer to this effect, *viz.*

Gentlemen I thank you very heartily for your Zeal for the Proteſtant Religion: and I aſſure you there ſhall be nothing wanting on my part at home or abroad to preſerve it.

Sir *Francis Winnington* Chairman to the Committee appointed to inſpect the Journals of the Two laſt Parliaments, relating to the horrid Popiſh plot, made a Report from the ſaid Committee, of a general abſtract of thoſe proceedings taken out of the ſaid Journals, and he referring in the ſaid Report to ſeveral Entrys in the ſaid Journals, which could not yet be Tranſcribed;

Ordered, That the ſaid Report be perfected by the ſaid Committee, and afterwards preſented to the Houſe, to be Entred in the Jouruals of this Houſe.

Ordered, That the ſame Committee do inſpect the Journals of the Lords Houſe of the Two laſt Parliaments, and make a Report of their Lordſhips proceedings, relating to the horrid Popiſh plot, and that the ſaid Committee do Sit *de Die in Diem.*

Ordered, That Mr. *Treby* do give this Houſe Information to morrow morning of all the matters by him Reported in the laſt Parliament, relating to the horrid Popiſh plot.

The

The Houſe being Informed that one *Hardwich* a Linen Draper at the *Naked Boy* in *Henrietta-ſtreet Covent-garden*, did in breach of the Priviledges of this Houſe commit certain miſdemeanors againſt the ſaid Seignior *Franciſco*, being a witneſs produced and examined at the Bar of this Houſe touching the horrid Popiſh plot:

Ordered, That the ſaid Mr. *Hardwich* be ſent for in Cuſtody of the Serjeant attending this Houſe, to anſwer to this Houſe for the ſame.

Ordered, That Mr. *Dugdale* do attend this Houſe on *Thurſday* morning next at Ten of the Clock, to make his further Diſcovery of the horrid Popish plot.

Martis 2. Novemb. 1680.

A Bill for prohibiting the Importation of Irish Cattle, *&c.* was read the firſt time.

Reſolved, That this Bill be read a ſecond time.

Ordered, That Mr. *Harnage* be brought to the Bar of this Houſe to morrow morning at Ten of the clock, to anſwer to the Miſdemeanors by him committed againſt Seignior *Franciſco Ferria*, in breach of the Priviledges of this Houſe, and that the ſaid Seignior *Franciſco* do then likewiſe attend this Houſe.

Ordered, That an humble addreſs be made to His Majeſty by ſuch Members of this Houſe as are of His Majeſties Privy Council, to deſire His Majeſty that he would be pleaſed to grant His Gracious Pardon to Mr. *Dangerfield*; and that he would take Mr. *Dangerfield*, Mr. *Dugdale*, Mr. *Praunce*, and Seignior *Franciſco Ferria* into his Royal Care and protection.

Sir *Francis Winnington* Chairman to the Committee appointed to inſpect the Journals of the Houſe of Lords of the Two laſt Parliaments, and to make a Report of their Lordſhips proceedings entred in the ſaid Journals, relating to the horrid Popiſh plot, acquaints the Houſe that the Committee had peruſed the ſaid Journals, and taken an abſtract thereout, which he reported to the Houſe.

Ordered, That the ſaid Committee do perfect their Report of the abſtract taken out of the Journals of the Lords Houſe, and do preſent the ſame in Writing to this Houſe together with a perfect abſtract

of

of the Journals of the Houſe of Commons of the Two laſt Parliaments, relating to the ſaid Popiſh plot.

Mr. *Treby* having according to the Order of the Houſe made yeſterday, given an information to the Houſe, of all the matters by him Reported in the laſt Parliament, relating to the horrid Popiſh plot.

Reſolved *Nemine Contradicente*,

That the Duke of *York*'s being a Papiſt, and the hopes of his coming ſuch to the Crown, hath given the greateſt Countenance and Encouragement to the preſent Deſigns and Conſpiracies againſt the King and Proteſtant Religion.

Reſolved *Nemine Contradicente*,

That in Defence of the Kings Perſon and Government, and of the Proteſtant Religion, this Houſe doth Declare, That they will ſtand by His Majeſty with their Lives and Fortunes; and that if His Majeſty ſhall come by any violent death (which God forbid) they will Revenge it to the utmoſt upon the Papiſts.

Reſolved, That a Bill be brought in to diſable the Duke of *York* to Inherit the Imperial Crown of this Realm.

Ordered, That a Committee be appointed to prepare the Bill.

Mercurij 3. *die Novembris* 1680.

A Meſſage from the Lords by Mr. Juſtice *Wyndham*, and Mr. Baron *Atkins*.

Mr. Speaker.

The Lords have commanded us to acquaint you, that they have paſſed a Bill, Entituled, *An Act for the better Regulating the Tryals of the Peers of England*, to which they deſire the Concurrence of this Houſe.

An Engroſſed Bill ſent from the Lords, Entituled, *an Act for the better Regulating of the Tryals of the Peers of England*, was Read the firſt time.

Reſolved, That the Bill be Read a ſecond time on *Munday* morning next, after Ten of the clock.

Ordered, That the Committee appointed to prepare a Bill for Regulating Elections of Members to Serve in Parliament, do preſent the ſaid Bill to the Houſe to morrow morning.

Mr. *Harnage* being brought to the Bar, and Seignor *Franciſco Ferria* appearing, and juſtifying his charge againſt him,

Or-

Ordered, That Mr. *Harnage* be continued in Cuſtody of the Serjeant at Arms attending this Houſe, during the pleaſure of the Houſe, for his miſdemeanor in Breach of the priviledges of this Houſe.

Ordered, That the Committee appointed to Inſpect the Journals of the Two laſt Parliaments, relating to the horrid Popiſh plot, do look into, and make Report of the Impeachments Exhibited in the Two laſt Parliaments, againſt the Lords in the Tower, and of the proceedings thereupon. And the ſaid Committee is to enquire into, and prepare Evidence againſt the ſaid Lords.

Reſolved, *Nemine Contradicente*,

That a bill be brought in for the better Uniting of all His Majeſties Proteſtant Subjects.

Ordered, That Sir *Tho. Whitegrave*, Mr, *Birch* of *Stafford*, Apothecary, and Lieutenant *Ells*, be ſent for in Cuſtody of the Serjeant at Arms attending this Houſe, to anſwer to the Charge given againſt them at the Bar of this Houſe by Mr. *Dugdale*.

Ordered, That *Herbert Herring* be ſent for in Cuſtody of the Serjeant at Arms attending this Houſe, for his Notorious Breach of priviledge, by him committed againſt M. *Colt*, a member of this Houſe.

Ordered, That *Jeremiah Bubb* be Summoned to appear at the Bar of this Houſe to morrow morning at Ten of the clock, to anſwer for the Breach of priviledge by him committed againſt Mr. *Colt*, a Member of this Houſe.

A Bill for prohibiting the Importation of *Iriſh* Cattle was Read a Second time.

Reſolved, That the ſaid Bill be committed, with Inſtructions to the Committee to bring in a Clauſe to be added to the ſaid Bill, declaring, That where any *Iriſh* Cattel ſhall be found amongſt *Engliſh* Cattel all the ſaid Cattel, as well *Engliſh* as *Iriſh*, ſhall be forfeited.

Ordered, That leave be given to bring in a Bill for the Exportation of Leather.

Jovis 4. *die Novembris* 1680.

A Bill for Exportation of Leather, was Read the firſt time.

Reſolved, That this Bill be Read a ſecond time, after Ten of the Clock, in a full Houſe.

Mr.

Mr. Secretary *Jenkins* acquaints the Houſe, That His Majeſty having been attended with the Addreſs of this Houſe, relating to Mr. *Dangerfield*, *Mr. Dugdale*, *Mr. Praunce*, and Seignior *Franciſco de Ferria*, His Majeſty was pleaſed to return this Anſwer.

That for *Mr. Dangerfields* Pardon, He had given Order in Council to His Attourney-general, to Draw up, and cauſe to paſs a Pardon to Mr. *Dangerfield*,for all Treaſons,& Miſpriſions of Treaſon, in Concealing the ſame, till he diſcovered the ſame to this Houſe, according to the intent of His Majeſties Royal Proclamation.

That as for an Allowance to mr. *Dangerfield*, His Majeſty will, at the Requeſt of this Houſe, conſider of a Reaſonable allowance for him for ſome time.

That as to an allowance to *Mr. Dugdale*, he hath already ſome allowance made him, which His Majeſty will continue.

That as to *Mr. Praunce*, His Majeſty will have ſome conſideration of him.

And as to Seignior *Franciſco*, he hath an allowance already granted to him, at the requeſt of the Houſe of Lords.

Ordered, That a Committee be appointed to inſpect the Act Entituled, *Trade Encouraged*, made in the Fiftenth year of His Majeſties Reign, and to bring in a Bill for prohibiting of *Scotch* Cattel at certain Seaſons.

A Bill for the further Encouragement of the Woollen manufacture of *England*, by the general wearing thereof,was Read a ſecond time, and Committed.

Mr. *Treby* Reports from the Committee of Elections and priviledges, That the ſaid Committee having taken into Conſideration the matter to them referred, touching the Election and Return of members to Serve in this preſent Parliament for the Borough of *New-Windſor* in the County of *Berks*, had agreed upon Three Reſolves, to be Reported to the Houſe; which he Read in his place, and afterwards delivered the ſame at the Clerks Table: and are as follows *viz.*

Reſolved, That in the Borough of *New Windſor*, thoſe Inhabitants only who pay Scot and Lot, have right to give Voices in the Election of Burgeſſes to Serve in Parliament for the ſaid Borough.

Reſolved, That *Richard Winwood* Eſq; is duly choſen a Burgeſs to

Serve in this preſent Parliament, for the Borough of *New Windſor.*

Reſolved, That *Samuel Starkey* Eſq; is duly choſen a Burgeſs to ſerve in this preſent Parliament, for the Borough of *New Windſor.*

The ſaid Reſolves being Read to the Houſe, and the Queſtion being ſeverally put, whether this Houſe ſhould agree with the ſaid Committee in the ſaid ſeveral and reſpective Reſolves:

It was Reſolved in the affirmative.

Ordered, That the Clerk of the Crown do attend this Houſe on Saturday morning next, at Ten of the clock, with the Return for the Borough of *New Windſor*; and that the Mayor for the ſame Borough do then likewiſe attend and amend the ſaid return, according to the Reſolves of this Houſe.

The Houſe taking notice that a petition in the behalf of the City of *Rocheſter*, touching the Election of a Citizen to Serve in this preſent Parliament for the ſaid City, was yeſterday Read, and referred to the Committee of Elections and Priviledges; and that the Houſe had before that time ordered Mr. Speaker to Iſſue out his Warrant for a new Writ, for the Electing of a member to ſerve for the ſaid City, in the room of Serjeant *Barrell* deceaſed, who was returned one of the Citizens to Serve for the ſame City in this preſent Parliament; And Mr. Speaker acquainting the Houſe that he had not as yet Iſſued out his Warrant for the ſaid Writ:

Ordered, That Mr. Speaker do forbear to Iſſue out his warrant for ſuch writs, until the matters contained in the ſaid petition be determined.

A Bill to Diſable *James* Duke of *York* to Inherit the Imperial Crown of *England* and *Ireland*, and the Dominions thereunto belonging, was Read the firſt time.

Reſolved, That the ſaid Bill be Read a ſecond time on *Saturday* morning next at Ten of the clock.

Ordered, That a Committee be appointed to Inſpect the Laws that are in being touching the maintenance of the poor; and to bring in a Bill or Bills for Regulating & prevetning the increaſe of the poor in this Kingdom.

Sabbati 6. die Novembris 1680.

THe Clerk of the Crown, and the Mayor of *New Windſor* being called in, did Amend the Return for the ſaid Borough, by taking off the Indenture whereby *John Cary* and *John Powney* Eſquires were Returned.

Ordered

Ordered, That the Thanks of this Houſe be given Dr. *Dove*, for his Sermon yeſterday Preached before this Houſe at St. *Margarets*, and that he be deſired to Print the ſame: And Mr. Speaker is deſired to acquaint him with the Deſire of the Houſe to Print his Sermon.

Ordered, That a Committee be appointed to Inſpect the Law concerning the Anniverſary Reading of the Narrative of the Gunpowder Plot, in Churches, on every Fifth day of *November*, and to Report the ſame to this Houſe.

Reſolved *Nemine contradicente*,

That it is the Opinion of this Houſe, That the Acts of Parliament made in the Reigns of Queen *Eliſabeth* and King *James*, againſt Popiſh Recuſants, ought not to be extended againſt Proteſtant Diſſenters.

Ordered, That a Committee be appointed to prepare and bring in a Bill for Repeal of all or any part of the Act of Parliament made in the Thirty fifth Year of the Reign of Queen *Eliſabeth*, chapter the firſt Printed in the Statute Book of *Pulton*.

A Bill for Exporting of Cloth and other Woollen Manufactures into *Turkey*, was Read the firſt time.

Reſolved, That this Bill be Read a ſecond time.

Ordered, That the Report of the Bill for Prohibiting the Importation of *Iriſh* Cattle, be made on *Munday* morning next.

Mr. *Jenniſon* being called in, gave his Information at the Bar, relating to the horrid Popiſh plot.

Ordered, That Mr. *Jenniſon* do put his Information in Writing, and preſent the ſame to the Houſe on *Munday* morning next.

A Bill to diſable *James* Duke of *York* to Inherit the Imperial Crown of *England* and *Ireland*, and the Dominions thereunto belonging, was Read the Second time

Reſolved,

That the Bill be committed to a Committee of the whole Houſe.

Reſolved *Nemine contradicente*,

That it be an Inſtruction to the ſaid Committee, That the Excluſion in the ſaid Bill, do extend to the perſon of the Duke of York onely.

Reſolved,

That this Houſe do reſolve into a Committee of the whole Houſe

on *Munday* morning next at Ten of the Clock, to proceed to the Conſideration of the ſaid Bill.

Lunæ 8. *die Novembris* 1680.

A Petition of the *Turkey* Company was Read.

Ordered, That the Petition be referred, upon the Debate of the Houſe, to the Committee to whom the Bill for the better Encouragement of the Woollen manufacture, by the general Wearing thereof, is referred, to Examine the matter of the ſaid petition, and to Report the ſame, with their Opinions therein, to this *H*ouſe: and the ſaid Committee is impowered to ſend for perſons, papers and Records.

A Petition of the Bailiffs and Burgeſſes of the Borough of *Poole* in the County of *Montgomery*, touching the Election of a Burgeſs to ſerve in this preſent Parliament, for the Shire-town of *Montgomery* was Read.

And a debate ariſing in the Houſe, whether the ſaid petition be Exhibited within the time prefixt by the Orders of this Houſe?

The Queſtion being put, whether the ſaid Petition ſhall be referred to the conſideration of the Committee of Elections and priviledges? it paſſed in the Negative.

Sir *John Trevor* Reports from the Committee to whom the Bill for prohibiting the Importation of *Iriſh* Cattel was committed, ſeveral amendments and Clauſes agreed by the ſaid Committee, to be made and added to the ſaid Bill; which he Read in his place, and afterwards delivered the ſame in at the clerks Table where the ſame being twice read, they were with ſome amendments made at the Clerks Table, upon the Queſtion, ſeverally agreed to.

Reſolved, &c. That the Bill, with the amendments and clauſes agreed to, be Engroſſed.

Ordered, That Mr. *Joſeph Paget*, be ſent for in cuſtody of the Serjeant at Arms attending this Houſe, to anſwer for notorious miſdemeanours by him committed againſt the Priviledge of this Houſe.

A Meſſage from the Lords, by Mr. Baron *Atkins*, & Mr Baron *Gregory*.

Mr. Speaker,

The Lords have commanded Us to acquaint you, That they deſire a preſent Conference with this Houſe in the Painted Chamber, to impart to this Houſe ſeveral Examinations, relating to the Popiſh plot in *Ireland*.

The

The Meſſengers being withdrawn,

Reſolved, That this Houſe doth agree to meet the Lords at a preſent conference in the Painted Chamber, as is deſired.

The Meſſengers being called in,

Mr. Speaker acquaints them, That the Houſe had agreed to meet the Lords at a preſent Conference, as deſired.

Managers appointed to manage the ſaid conference.

Mr. *Hambden* Reports from the ſaid conference, That the ſame was managed by the Lord Privy Seal; and that his Lordſhip did then deliver to them ſeveral Examinations in Writing, relating to the Popiſh plot in *Ireland*, contained in Seven ſeveral parcels of paper, which he delivered in at the Clerks Table, And further reported that his Lordſhip acquainted them, that all other papers in the Cuſtody of the Clerk, belonging to their Houſe relating to the Popiſh plot, ſhould be delivered to the Clerk of this Houſe, he giving acquittances for the ſame.

Ordered, That the ſeveral papers now delivered in at the Clerks Table, be Read to morrow morning, at ten of the clock.

Ordered, That *Mr. Hethrington* do attend this Houſe to morrow morning, at Ten of the Clock, to give in his Information, relating to the horrid Popiſh plot.

A Petition of Sir *Robert Cann*, Knight and Baronet, now Priſoner in the Tower, was Read, whereby he acknowledged his Offence, and begs the Pardon of the Houſe, and to be releaſed from his Impriſonment.

Ordered, That Sir *Robert Cann* be diſcharged from his Impriſonment, and that *Mr.* Speaker do Iſſue out his Warrant for the doing thereof.

The Houſe then Reſolved into a Committee of the whole Houſe, to proceed in the Conſideration of the Bill to diſable *James* Duke of *York* to Inherit the Imperial Crown of *England* and *Ireland*, and the Dominions and Territories thereunto belonging.

Mr. Speaker left the Chair.

Sir *Willam Pulteney* took the Chair of the Committee.

Mr. Speaker reſumed the Chair.

Sir *William Pulteney* humbly moved from the ſaid Committee of the

the whole Houſe, That the Houſe would be pleaſed to Order the Serjeant at Arms, to go into the hall, and the Court of Requeſts, and to require the immediate attendance of ſuch Members of the houſe a are of the long Robe, and all others the Members of the houſe. And that the houſe would then Reſolve again into a Committee of th whole houſe, to proceed further in the Conſideration of the ſaid Bill

Ordered, That the Serjeant at Arms do go into the hall, and th Court of Requſts, and to Require all the Members of the long Robe and all other the Members of the houſe, to give their immediate attendance on the Service of this houſe-

Reſolved, That this houſe do now Reſolve into a Committee o the whole houſe, to proceed further in the Conſideration of th ſaid Bill.

Then Mr. Speaker left the Chair.

Sir *William Pulteney* took the Chair of the Committee.

Mr. Speaker reſumed the Chair.

Sir. *William Pulteney* Reports from the Committee of the whol houſe, That the ſaid Committeee had taken into Conſideration th ſaid Bill, and other the matters to them referred, and had agreed upon an amendment to be made, and a Clauſe to be added to the ſai Bill; which he Read in his place, and afterwards delivered the ſam in at the Clerks Table, where the ſame were twice Read.

And upon the Queſtion, ſeverally agreed to.

An amendment being propoſed to be made at the Table, in the ſai Bill, by filling up the Blanks in the 11th line of the 3d page of th ſaid Bill, the firſt with the word, *Fifth*, the ſecond with the word *November in the Year of our Lord God.* 1680. was upon the Queſtio agreed to.

A Clauſe being tendered to be added to the ſaid Bill, and Read to to the houſe, and ſeveral amendments being made therein.

Reſolved, That the ſaid Clauſe ſo amended, be added to the ſaid Bill.

Reſolved, That the ſaid Bill, with the ſaid ſeveral Clauſes and amendments, be Ingroſſed.

Ordered, That Mr. *Jenniſon* do attend this houſe to morrow morning at Ten of the Clock, with his Evidence in Writing.

Martis 9. die Novembris 1680.

Ordered

THat all Committees that are diſcontinued, be revived, and do meet at Three of the Clock this Afternoon, in the reſpective places formerly appointed.

A Petition of the Maſter, Wardens, and Aſſiſtants of the Company of *Silk Thorſters London*, was Read.

Ordered, That this petition be referred to the conſideration of the Committee to whom the Bill for the Encouragement of the Woollen Manufacture, by the general Wearing thereof, is committed, to Examine the matter thereof, and Report the ſame, with their Oppnions therein to this Hoſe.

A petition of the Bailiffs, Wardens, and Aſſiſtants of the Company of *Silk-Weavers London*, was Read;

And the Queſtion being put, whether the ſaid petition ſhould be referred to the conſideration of the Committee to whom the Bill for the better Encouragement of the Woollen-manufacture, by the general Wearing thereof, ſtands committed?

It paſſed, after a long Debate, in the Negative.

Reſolved, That the ſaid petition be referred to the conſideration of the Grand committee for Trade; And they are to proceed upon the ſame in the firſt place. And they are then likwiſe to conſider of the preſent ſtate of the *Eaſt India* company, and to Report the ſame with their Opinions therein, to the houſe.

Mr. Secretary *Jenkins* acquaints the houſe, that he had a meſſage to deliver from his Majeſty to this houſe; And the ſame being by him delivered in Writing to Mr. Speaker, was Read to the houſe by Mr. Speaker, and is as followeth.

CHARLES R.

HIs Majeſty deſires this Houſe, as well for the ſatisfaction of his people, as of himſelſe, to Expedite ſuch matters as are depending before them, relating to Popery, and the Plot; and would have them reſt aſſured, That all Remedies they can tender to his Majeſty, conducing to thoſe Ends, ſhall be very acceptable to him; Provided they be ſuch as may conſiſt with Preſerving the Succeſſion of the Crown in its due and legal Courſe of Deſcent

Mr.

Mr. Hambden acquaints the houſe, That in the Entry made in the Journal of this houſe, of the Report by him yeſterday made from the conference had with the Lords, it appears, that in part of his Report which relates to the delivery of ſuch papers relating to the Plot, to the clerk of this houſe, there is an omiſſion of theſe words, (*Received from the Clerks of the Council.*

Ordered, That the ſaid words be added in the Entry of the ſaid Report in the Journal.

Ordered, That *Mr. Richard Janeway* be ſent for in cuſtody of the Serjeant at Arms attending this houſe, to Anſwer at the Bar of this houſe, for the Breach of priviledge by him committed againſt Sir *Edward Deering*. a member of this houſe.

Mr. *Turbervill* being called in, gave Information at the Bar of this houſe, of the Horrid Popiſh plot, and delivered the ſame in writing.

Mr. *Jenniſon* being called in, delivered his Information formerly given at the Bar of this houſe in writing.

Mr. *Dangerfield* being called in, acquainted the Houſe, that he was adviſed, That the Pardon now granted to him by His Majeſty, is in ſome particulars defective. And humbly deſired this Houſe to repreſent the ſame to His Majeſty.

Ordered, That an humble application be made to His Majeſty from this Houſe, by ſuch of the members of this Houſe as are of His Majeſties moſt Honourable Privy Council, deſiring His Majeſty to grant to *Mr. Dangerfield* a full and general pardon of all Treaſons, miſpriſions of Treaſon, Felonies, and other crimes and miſdemeanours, and particular crimes to be ſpecified, by him committed, to the time of his laſt Diſcovery made to this houſe, of the Popiſh plot.

And that His Majeſty would in like manner be Graciouſly pleaſed to grant to Mr. *Edw: Turbervill*, who hath this day given in Evidence at the Bar of this houſe, relating to the horrid Popiſh plot, a full and General pardon; And that His Majeſty would be pleaſed to take him into His Royal protection and care, and grant him ſome allowanee for his ſubſiſtance.

Ordered, That all the Informations already given in at the Bar of this Houſe in writing, relating to the Popiſh plot, be Entred upon the Journal of this Houſe. And that all the ſaid Informations be printed, being

being first perused and Signed by *Mr.* Speaker; and that Mr. Speaker Nominate and appoint the persons to Print the same. And that *Mr. Dangerfield* have the Benefit of the Printing of his said Information.

Ordered, That a Committee be appointed to consider of means to preserve the Evidence of *Mr. Bedlow*, and others, that have, or shall give Evidence relating to the Popish plot.

Ordered, That the Committee appointed to Inspect the Journals of the two last Parliaments, and to make a Report of their proceedings, as well relating to the Popish plot, as of the Impeachment against the Lords in the Tower, do present their reports to the House on *Thursday* morning next, in writing.

Ordered, That *Mr. Treby* do on Thursday morning next present to the House in writing, the Information by him lately given to this *House*, of the matters by him reported in the last Parliament, relating to the horrid Popish plot.

Ordered, That *Joseph Thompson* Clerk, be sent for in custody of the Serjeant at Arms attending this *House*, to answer at the Bar of this *House*, for his high *Misdemeanour* against the priviledge of this *House*.

The Information of *Mr. Murphy*, relating to the Popish plot in *Ireland*, being Read.

Ordered, That *Mr. Hethrington* do attend this *House* to morrow morning at ten of the Clock, to give his Evidence relating to the said plot.

Ordered, That the rest of the Papers relating to the Popish plot in *Ireland*, now in the hands of the clerk of this *House*, be Read to morrow morning.

Mercurij 10. *die Novembris* 1680.

A Bill for Regulating the Elections of members to serve in the Commons House of Parliament, was Read the first time.

Resolved, That the said Bill be Read a second time.

An Engrossed Bill for Prohibiting the Importation of Cattle from *Ireland*, was Read a third time.

Resolved, That the said Bill do pass; and that the Title be, *An Act Prohibiting the Importation of Cattel from* Ireland.

Ordered, That Sir *John Trevor* do carry up the ſaid Bill to the Lords, for their concurrence.

And the ſame Bill was carried up to the Lords accordingly.

A meſſage from the Lords, by the Lord Chief Baron *Mountague*, and *Mr.* Baron *Atkins*.

M. Speaker,

THe Lords have commanded us to acquaint you, That they have paſſed an Act for Freeing the City of *London*, and His Majeſties Court, and parts adjacent from Popiſh Inhabitants, and providing againſt other Dangers which may ariſe from Papiſts. To which their Lordſhips deſire the concurrence of this Houſe.

The Houſe taking into conſideration *His Majeſties* Gracious *Meſſage* now Read to the *Houſe*, and a Debate ariſing thereupon.

Reſo'ved *Nemine contradicente*,

That a Committee be appointed to Draw up an Humble addreſs to *His Majeſty*, upon the Debate of the *Houſe*, in anſwer to *His Majeſties* Gracious *Meſſage*.

Reſolved *Nemine contradicente*,

That this *Houſe* will proceed in the proſecution of the Lords in the Tower, and will forthwith begin with *William* Viſcount *Stafford*.

Ordered, That Sir *William Jones* be added to the Committee appointed to Inſpect the Journals to the two laſt Parliaments, relating to the Popiſh plot, and the Impeachments of the Lords in the Tower. And the ſaid Committee is to ſit *de die in diem*.

Mr. Secretary *Jenkins* acquaints the *Houſe*, That according to the Order of the *Houſe*, Yeſterday made, *His Majeſty* had been attended in Council with the addreſs of this *Houſe*: And that *His Majeſty* was pleaſed to return this anſwer: That as to the Pardon for *Mr. Dangerfield*, it ſhould be not only for all Treaſons, and miſpriſions of Treaſon, but alſo for all Felonies, Outlawries, and miſdemeanours whatſoever. And that *He* would grant the like Pardon to *Mr. Turbervill*, and would conſider of an allowance for his maintenance.

Jo-

Jovis 11. *die Novembris* 1680.

Ordered,

THat *Mr.* Speaker do Iſſue out his Warrant to the Clerk of the Crown, for a new Writ for the Election of a Member to ſerve in this preſent Parliament for the Borough of *Cricklade* in the County of *Wilts*, in the room of *Hungerford Dunch* Eſq; deceased.

A Petition of *Mr. Richard Harnage* was Read.

Ordered,

That *Mr. Harnage* be Diſcharged from the Cuſtody of the Serjeant at Arms attending this *H*ouſe, paying his fees.

A Bill to prevent the Offences of Bribery, and Debauchery in the Election of *M*embers to ſerve in the *C*ommons *H*ouſe of *P*arliament, was Read the firſt time.

Reſolved,

That this Bill be read a ſecond time on *Munday* morning next; And that the Bill for Regulating *E*lections of members to ſerve in the Commons *H*ouſe of *P*arliament, be read at the ſame time.

Mr. Treby Reports from the Committee of *E*lections and priviledges, That the ſaid Committee having taken into conſideration the matter of Election and return for the *B*orough of *Haſlemere* in the County of *Surrey*, that the *C*ommittee had agreed upon three Reſolves to be reported to the Houſe, which he read in his place, and are as followeth, *viz.*

Reſolved,

That *Sir William Moore* Baronet, is not duly choſen a Burgeſs to ſerve in this preſent Parliament, for the Borough of *Haſlemere* in the County of *Surrey*.

Reſolved,
That *Denzil Onſlow* Eſq; is duly choſen for the ſame.

Reſolved,
That *Francis Dorrington* Eſq; is duly choſen for the ſame.

Which report being delivered in at the Clerks Table, the Houſe did agree with the Committee in the ſaid ſeveral and reſpective Reſolves.

Ordered,
That the Clerk of the Crown, and the Bailiff of the ſaid Borough of *Haſlemere* do attend the *H*ouſe to morrow Morning, at Ten of the Clock, to amend the ſaid return.

Ordered,
That *William Rapley*, Bailiff of the ſaid Borough of *Haſlemere*, be ſent for in cuſtody of the Serjeant at Arms attending this *H*ouſe, to anſwer at the Bar of this *H*ouſe for the miſdemeanours by him committed in the Election and return of *M*embers to ſerve in this preſent Parliament, for the Borough of *Haſlemere*.

Ordered,
That *Mr. Turbervill* and *Mr. Jenniſon* have the leave of this *H*ouſe to Print their ſeveral Informations relating to the horrid Popiſh Plot.

Ordered,
That an humble addreſs be made to his *M*ajeſtie, by ſuch *M*embers of this *H*ouſe as are of *H*is *M*ajeſties moſt honourable Privy-Council, for a full Pardon to *Mr. Jenniſon* of all Treaſons, Miſpriſions of Treaſons, and other *M*iſdemeanours by him committed, to the time of the Diſcovery made by him to this *H*ouſe, of the horrid Popiſh Plot.

Mr. Hethrington, *Mr. Murphey*, *M. John Fitz-Gerald*, and *Mr. Daniel Fitz-Gerald*, being called in, made a diſcovery at the Bar, of the Popiſh plot in *Ireland*.

Ordered,

Ordered,

That all the Witneſſes, touching the Popiſh plot in *Ireland*, do attend this *H*ouſe to morrow morning, at ten of the clock.

Sir *William Jones* Reports from the Committee appointed to draw up an addreſs to his *M*ajeſtie, upon the Debate of the *H*ouſe, in Anſwer to his *M*ajeſties Gracious Meſſage: An Addreſs agreed upon by the Committee, which he Read in his place, and afterwards delivered the ſame in at the Clerks Table; where the ſame being read was upon the Queſtion, Agreed to by the *H*ouſe.

Ordered,

That ſuch members of this *H*ouſe as are of *H*is *M*ajeſties moſt *H*onourable Privy Council, be deſired to know *H*is *M*ajeſties pleaſure when this houſe ſhall attend him with the ſaid Addreſs.

An Engroſſed Bill to diſable *James* Duke of *York* to inherit the Imperial Crown of *England* and *Ireland*, with the Dominions and Territories therunto belonging was Read a third time.

Reſolved,

That this Bill do paſs. And that the Title be, *An Act for Securing of the Proteſtant Religion, by Diſabling* James *Duke of* York *to Inherit the Imperial Crown of* England *and* Ireland, *& the Dominions and Territories thereunto belonging.*

Ordered,

That the Lord *Ruſſel* do carry up this Bill to the Lords for their Concurrence.

Veneris 12. *die Novembris* 1680.

A Petition of Sir *Robert Yeamans*, in cuſtody of the Serjeant at Arms attending this Houſe, was read.

Ordered,

That the ſaid Sir *Robert Yeamans* be brought to the Bar of this Houſe to morrow morning at ten of the clock.

A Petition of *Richard Janeway*, in cuſtody of the Serjeant at Arms attending this Houſe, was read.

Ordered,
That the ſaid *Richard Janeway* be brought to the Bar of this Houſe to morrow morning at ten of the clock.

An ingroſſed Bill ſent from the Lords, intituled, *An Act for Freeing the City of* London, *and His Majeſties Courts, and parts adjacent, from Popiſh Inhabitants, and Providing againſt other Dangers which may ariſe from Papiſts*, was read the firſt time.

Reſolved,
That the ſaid Bill be read a ſecond time, after ten of the clock, in a full Houſe.

The Clerk of the Crown; and the Bailiff of the Borough of *Haſlemere* in the County of *Surrey*, being called in, amended the Return of the ſaid Borough, by taking off the Indenture, whereby Sir *William Moore* Baronet, and *James Greſham* Eſq; were Returned, and by razing out the Name of Sir *William Moore*, and inſerting the Name of *Francis Dorington* Eſq; in the other Indenture.

Mr. *Hobart Bourk*, Mr. *Thomas Sampſon*, Mr. *John Macnamarra*, and *Euſtace Coning*, being ſeverally called in, gave an Account of ſome Proceedings relating to the Popiſh Plot in *Ireland*.

Ordered,
That an humble Addreſs be made to His Majeſty by ſuch Members of this Houſe as are of His Majeſties moſt Honourable Privy Council, to deſire His Majeſty to grant a full and effectual Pardon to *Edmond Murphy*, *Hobart Bourke*, *Thomas Sampſon*, *John Macnamarra*, *John Fitz-Gerald*, and *Euſtace Coning*, who have made a conſiderable Diſcovery to this Houſe, of the Popiſh Plot in *Ireland*, for all Treaſons, Miſpriſions of Treaſon, Crimes and Offences by them committed, to the time of their making their reſpective Diſcoveries to this Houſe. And that His Majeſty would likewiſe be pleaſed to take them into His Royal Protection and Care.

Mr.

Mr. *David Fitz-Gerald* being called in, gave in a further Information to the Houſe, relating to the Popiſh Plot in *Ireland*.

Reſolved,

That a Meſſage be ſent to the Lords to acquaint them with the Reſolution of this Houſe, to proceed to the Trial of the Lords in the Tower, and forthwith to begin with *William* Viſcount *Stafford*, and to deſire their Lordſhips to appoint a convenient Day for the Tryal of the ſaid *William* Viſcount *Stafford*; And likewiſe to deſire their Lordſhips, That the Lords in the Tower may be confined and kept from holding Correſpondence with one another, as perſons impeached and committed for High Treaſon by Law ought to be. And, That Sir *William Jones* do go up with this Meſſage to the Lords,

Sir *Francis Winnington* reported, and delivered in at the Table, the Abſtracts of the Proceedings of the Two laſt Parliaments, as well relating to the Popiſh Plot, as to the Impeachments againſt the Lords in the *Tower*.

Sir *William Jones* acquaints the Houſe, That he had, according to the Order of the Houſe, attended the Lords with the Meſſage, and that their Lordſhips were pleaſed to return Anſwer by him to this effect, *viz.*

That as to that part of the Meſſage relating to the Confinement of the Lords, and their Correſpondence, they had already given Order therein, as deſired, by this Houſe. That as to the other part of the Meſſage, relating to the appointing of a Day for the Tryal of *William* Viſcount *Stafford*, their Lordſhips have appointed *Tueſday* come fortnight for the ſaid Tryal.

Ordered,

That a further Addreſs be made to His Majeſty, by ſuch Members of this Houſe as are of His Majeſties moſt Honourable Privy Council, humbly to deſire His Majeſty, That all Papers, Letters, Examinations, Writings, and other Evidences relating to the Horrid Popiſh Plot, which have been delivered in to the Clerks of the Council, or the Secretaries of State, ſince the Diſſolution of the laſt Parliament, may be tranſmitted to this Houſe.

Or-

Ordered,

That Mr. Serjeant *Maynard*, Mr. *George Pelham*, and Mr. *Paul Foley* be added to the Committee appointed to prepare Evidence againſt the Lords in the *Tower*.

Ordered,

That an humble Addreſs be made to his Majeſty, by ſuch Members of this Houſe as are of His Majeſties moſt Honourable Privy Council, to deſire His Majeſty to give Orders for the iſſuing out a Sum of money, for defraying the Charges of Summoning the Witneſſes. and other Expences incident to the Proſecution and Tryals of the Lords in the *Tower*.

Ordered,

That ſuch Moneys as His Majeſty ſhall be pleaſed to direct to be iſſued for the Uſes aforeſaid, be depoſited in the hands of Mr. *Charles Clare*.

Sabbati 13 *die Novembris* 1680.

A Petition of *Richard Whitehead* Eſq; touching the Election for the Borough of *Linnington* in the Couuty of *Southampton*, was Read.

Ordered, That the ſaid Petition be Refered to the Committee of Elections and Priviledges, to Examine the Matter thereof, and to Report the ſame, with their Opinions therein, to the Houſe.

Richard Janeway in Cuſtody of the Serjeant at Arms, being called in, acquainted the Houſe, That the Pamphlet by him publiſhed, for which he ſtands Commited, was Printed by *Everingham*, *Bradwell*, and *Thomas James Samuel Lee*, and *Thomas Simons*, Stationers, and that the Copy by which the ſame was Printed was delivered by Mr. *Andrew Tarington.*

Ordered, That the ſaid *Mr. Tarington*, *Mr. James*, *Mr. Everingham*, *Mr. Bradwell*, *Mr. Simons* and *Mr. Lee*, be ſummoned to Attend at the Bar of this Houſe on Munday Morning next at ten of the Clock, to Anſwer the ſaid Charge to the Houſe, concerning the Printing and publiſhing of the ſaid phamphlet.

Mr. Secretary *Jenkins* acquaints the Houſe, That ſuch Members thereof as are of His Majeſties moſt Honourable Privy Conncil, had attended His Majeſty, purſuant to Five ſeveral Orders of Addreſs from this Houſe to His Majeſty, and that His Majeſties Anſwer to the ſeveral Addreſſes, was to this effect.

That as to the Firſt Addreſs, whereby the Houſe deſired to know His Majeſties Pleaſure, when this Houſe ſhould attend him: His Majeſty was pleaſed to Appoint three of the clock this afternoon, for the Houſe to attend Him in the Banqueting-Houſe.

That as to the ſecond Addreſs: whereby this Houſe did make humble Application to His Majeſty for the pardon of *Mr. Jeniſon*:

His Majeſty was pleaſed to Anſwer, That He will Grant Him a pardon for all Treaſons, miſpriſions of Treaſon, Felonies, and Outlawries for Felonies.

That as to the third Addreſs, relating to money to defray the Incident charges in the profecution of the Lords in the Tower:

His Majeſty was pleaſed to Anſwer, That he had Directed 100*l.* to be Iſſued out to ſuch perſons as is or ſhall be Appointed by this Houſe for that purpoſe

That as to the Fourth Addreſs, Deſiring that all ſuch papers, Letters, Examinations, Writings, and other Evidences relating to the Popiſh plot, as were delivered in to the Clerks of the Council, ſince the Diſſolution of the laſt Parliament, might be Tranſmitted to this Houſe: his Majeſty was pleaſed to return this anſwer, That upon the firſt ſitting of the Committee of Examinations of the Houſe of Lords, upon the Plot, his Majeſty had Directed, That all ſuch papers, Letters, Examinations, Writings, and other Evidences relating to the Plot, as were delivered in to the Clerks of the Council ſince the Diſſolution of the laſt Parliament, to be Tranſmited to the ſaid Committee of Lords, where they now ſtill remain.

That as to the laſt Addreſs, deſiring a pardon for *Edmond Murphy Thomas Sampſon*, *John Macnamarra*: *Hobart Bourke*, *John Fiz-Gearld*, and *Euſtace Coning*, his Majeſty was pleaſed to Anſwer, That he would Grant a pardon to all the ſaid ſeveral perſons, for all Treaſons, miſpriſions of Treaſon, Felonies, and Outlawries for Felonies.

Ordered, That a Committee be appointed to Inſpect the Laws concerning paving and Repairing of the Streets, and Regulating of *Hackney* Coaches, and to inquire into the proceedings of the Two laſt Parliaments, relating to Hackney Coaches, and to report the ſame, with their Opinions therein, to the Houſe, & to prepare and bring in a Bill for Regulating of hackney coaches, repairing, paving, and cleanſing of ſtreets, and opening of paſſages in and about the Cities of *London* and *Weſtminſter*.

Sir *Robert Teamans* being, according to the Order Yeſterday made, brought to the Bar of this Houſe, did acknowledge the Offence by him committed, and humbly begg'd the pardon of the Houſe. And being withdrawn,

Ordered, That Sir *Robert Teamans* be again brought to the Bar of this Houſe, and do receive the Cenſure of this Houſe upon his knees, from Mr. Speaker, and be then diſcharged from the Cuſtody of the Serjeant at Arms, paying his Fees.

And Sir *Robert Teamans* being accordingly brought to the Bar, and there knee'ing; Mr. Speaker, after having given him the Cenſure of the Houſe, acquainted him that he was diſcharg'd, paying his Fees.

Mr. *Norris* being called in, gave an Information in Writing, relating

lating to the Popiſh plot, which was Read at the Clerks Table.

Ordered, That a Committee be appointed to receive Informations concerning the Popiſh plot, and to inquire into the ſame, and to Report the ſame to the Houſe as often as they ſhall ſee occaſion. And the Committee is Impowered to ſend for perſons, papers, and Records:

And that the Information this day given at the Bar by *Mr. Norris*, be referred to the conſideration of the ſaid Committee, who are to Examine the matter thereof, and to report the ſame, with their Opinions there in, to the Houſe.

A Meſſage from the Lords by Sir *Timothy Baldwyn* & Sir *John Hoskins*.

Mr. Speaker,

THe Lords have commanded us to acquaint you, that they have agreed to the Bill ſent from this Houſe Intituled, *An Act Prohibiting the Importation of Cattel from* Ireland, without any Amendment.

Ordered, That the report made and delivered Yeſterday by Sir *Francis Winnington*, be read to the houſe on *Munday* morning next, at Nine of the clock.

Mr. *Trenchard* Reports from the Committee, to whom the Petition of divers Citizens of *London* againſt Sir *George Jeffereys*, Recorder of the ſaid City, was referred, That the ſaid Committee had taken the ſame into conſideration, and had heard the Evidence of the petitioners, and of the ſaid Sir *George Jeffereys*, and had agreed upon a Vote to be reported to the Houſe, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, and is as followeth:

Reſolved, *That this Committee is of Opinion, That by the Evidence, given to this Committee, it does appear, that Sir* George Jeffereys *Recorder of the City of* London, *by traducing and obſtructing Petitioning for the Sitting of this Parliament, hath betrayed the Rights of the Subject.*

Reſolved, That this Houſe doth agree with the Commitee, that Sir *George Jeffereys*, by traducing and obſtructing Petitioning for the Sitting of this Parliament, hath betrayed the Rights of the Subject.

Ordered, That an humble Addreſs be made to his Majeſty, to remove Sir *George Jeffereys* out of all publick Offices; And a Committee

is appointed to draw up the ſame.

Ordered, That the Members of this Houſe that Serve for the City of *London*, do communicate this Vote, and Reſolution of this *Houſe*, relating to Sir *George Jeffereys*; to the Court of Aldermen for the City of *London*.

Ordered, That the Committee laſt mentioned, do enquire into all ſuch perſons as have been adviſing or promoting of the late Proclamation, ſtiled, *A Proclamation againſt Tumultuous Petitioning*; and they are Impowered to ſend for Perſons, Papers, and Records.

Lunæ 15 die Novembris 1680.

A Bill againſt the Importation of Cattel from *Scotland*, was Read the Firſt time.

Reſolved, That the Bill be Read a ſecond time, on Saturday morning next, at ten of the Clock.

Mr. *Treby* Reports from the Committee of Elections and Priviledges, That the Committee had taken the matter, touching the Election and Return of *Members* to Serve in this preſent Parliament, for the City of *Weſtminſter*, and had agreed upon Four Reſolves, which he Read in his place, and afterwards delivered them in at the Clerks Table, and are as followeth:

Reſolved, That the King's menial Servants, not having proper Houſes of their own within the City of *Weſtminſter*, have not Right to give Voices in the Election of Citizens to ſerve in Parliament, for the ſaid City.

Reſolved, That Sir *William Pulteney* is duly choſen a Citizen to ſerve in this preſent Parliament, for the City of *Weſtminſter*.

Reſolved, That Sir *Francis Withins* was not duly choſen a Citizen to ſerve in this Parliament, for the City of *Weſtminiſter*.

Reſolved, That Sir *William Waller* is duly choſen a Citizen to ſerve in this Parliament for the City of *Weſtminſter*.

The Houſe agreed upon ſeveral Queſtions with the Committee, in the ſaid ſeveral and reſpective reſolves.

Ordered, That the Clerke of the Crown, and the Bailiff of *Weſtminſter*, do attend this *Houſe* to morrow morning, at Ten of the clock, to amend the *Return*, according to the *Reſolution* of the *Houſe*.

Mr. Secretary *Jenkins*, acquaints the *Houſe*, That *His* Majeſty had ſent a Meſſage to the *Houſe* in writting, which he delivered at the

Clerks

Clerks Tabie; and being *Read* by Mr. Speaker, is as follows.

CHARLES REX.

HIs Majeſty did in His Speech, at the opening of this *Seſſion*, deſire the Advice and Aſſiſtance of *His* Parliament, in relation to *Tangier*: the condition and Importance of the place obliges His Majeſty to put this Houſe in mind again. That He relies upon them for the ſuport of it, without which it cannot be much longer preſerved. His Majeſty does therefore very earneſtly recommend *Tangier* again to the due and ſpeedy conſideration and care of this Houſe.

Reſolved That this Houſe will proceed in the conſideration of *His* Majeſties *Meſſage* on Wedneſday morning next, at Ten of the clock.

An Engroſſed Bill ſent down from the Lords, Entituled *An Act, for the better Regulating the Tryals of the Peers of* England, was read a ſecond time.

Reſolved, That this Bill be committed, upon the Debate of the *Houſe*.

A Petition of *Willian Rapley* late Bailiff of *Haſlemere*, in the County of *Surrey*, now in *Cuſtody* of the *Serjeant* at Arms attending this *Houſe*, was *Read*.

Ordered, That the ſaid *William Rapley* be brought to the Bar of this *Houſe* to morrow morning at Ten of the clock.

Ordered, That the two laſt Bills concerning the Regulating of Elections of *Members* to *Serve* in the Commons Houſe of Parliament, be *Read* a ſecond time to morrow morning.

Mr. D*ugdale* being called in, gave his further Information at the Bar *Relating* to the *Popiſh Plot*, in writing.

A Petition of Sir *Tho: Whitegrave*, *Francis Eld*, and *Sampſon Birch*, was *Read*.

Ordered, That the conſideration of this Petition be *Referred* to the Committee appointed to receive Informations concerning the Popiſh *Plot*, and to Enquire into the ſame: And they are to *Report* the ſame, with their Opinions therein, to this *Houſe*.

Ordered, That *Mr.* D*udgale* have Liberty to Print his own Narative given to this *Houſe*, relating to the Popiſh Plot.

Mr. Bourke, *Mr. Macnamarre*, and *Euſtace Coning*, being called in, preſented their ſeveral Informations formerly given at the Bar of this

Houſe

*H*ouſe, relating to the Popiſh Plot in *Ireland*, in Writing.

Mr. Tarrington. Mr. Simonds, *Mr. Lee*, *Mr. Janeway*, Mr. *Everingham* Mr. *James*, and Mr. *Bradwell* being called in, and ſeverally Examined touching a Pamphlet lately printed, wherein are ſeveral reflections upon Sir *Edward Deering*, a *M*ember of this *H*ouſe. And the ſaid Mr. *Tarrington* acquainting the *H*ouſe, That all the Animadverſions contained in the ſaid Pamphlet, were Penned by Dr. *Tongue*, & that he received the Abſtract of the ſeveral Lettets therein mentioned, from a Scrivener in *Eſſex Court* in the Temple: And a Debate ariſing in the *H*ouſe upon the whole matter,

Reſolved *Nemine contradicente*,

That all the reflective parts of the ſaid Pamphlet upon Sir *Edward Deering* a *M*ember of this *H*ouſe, are Falſe, Scandalous, and Libellous.

Ordered, That Dr. *Tongue H*ave notice to attend this *H*ouſe to morrow *M*orning at Ten of the Clock.

Ordered, That *Mr. Tarrington*, *Mr. Simonds*, *Mr. Lee*, Mr. *Everingham*, Mr. *James*, Mr. *Bradwell*, and *Robert Groom* Scriverner, be Committed to the Cuſtody of the *S*erjeant at Arms attending this *H*ouſe for their Breach of *P*riviledge by them committed againſt *S*ir *Edward Deering* a Member of this *H*ouſe.

Ordered That *Richard Janeway* be diſcharged from the Cuſtody of the *S*erjeant at Arms Paying his Fees, and that he receive the Cenſure of the *H*ouſe upon his knees from Mr. *S*peaker; which was done accordingly,

Martis 16. *die Novembris* 1680.

THe Clerk of the Crown and the Bailiff of *Weſtminſter* being called in, Amended the Return of members to ſerve in this preſent Parliament, for the ſaid City of *Weſtminſter*, by razing out the name of Sir *Francis Withins*,, and inſerting the name of Sir *William Waller*.

And then the houſe Adjourned to 8 of the clock to morrow morning.

Mercurij 17. *die Novembris* 1680.

THe *H*ouſe, according to the Order of *Munday* laſt, taking into conſideration his Majeſties meſſage relating to *Tangier*,

Reſolved *Nemine contradicente*.

That a Committee be appointed to draw up an addreſs to be preſen-

ſented to his Majeſty, upon the Debate of the houſe. humbly repreſenting to his Majeſty, the dangerous State and condition of the Kingdom, in anſwer to his Majeſties ſaid meſſage.

Ordered, That Mr. *Treby* do make his report in Writing on ſaturday morning next.

A Debate ariſing in the houſe, That an addreſs be made to his Majeſty, humbly to deſire his Majeſty, to remove *George* Earl of *Halliſax*, from his Majeſties preſence and Councils for ever:

Reſolved, That an addreſs be made to his Majeſty, humbly to deſire his Majeſty, to remove *George* Earl of *Halliſax* from his Majeſties Preſence and Council's for ever.

Ordered, That *Mr. Dugdale* do attend this houſe to morrow morning at ten of the clock.

Jovis 18. *die Novembris* 1680.

SIr *Franeis Winnington*'s report, conſiſting of ſeveral Abſtracts taken out of the Journa's of this Houſe, and of the Lords Houſe of the proceedings of the two laſt Parliaments, relating to the Popiſh plot, and Impeachments of the Lords in the Tower, was read.

Ordered, That a meſſage be ſent to the Lords, to deſire their Lordſhips to communicate to this houſe, all ſuch papers, Writings, and Evidences re'ating to the Popiſh p'ot, as have been received from the Clerks of the Privy Council. as alſo a'l ſuch Examinations and Informations touching the ſaid Plot, as have been taken by their Lordſhips at their ſecret, or any other Commitee, in this or the two laſt Parliaments, and that Mr, *Treby* do go up with this meſſage to the Lords.

The Lord *Ruſſel* being Elected, and return'd to ſerve both for the Counties of *Bedford* and *Southampton*, in this preſent Parliament, Declared his choice to ſerve for the County of *Bedford*.

Ordered, That Mr. Speaker do Iſſue out his Warrant to the Clerk of the Crown, to make out a new Writ for the Electing of a Knight to ſerve in this preſent Parliament, for the County of *Southampton*.

Ordered; That *Edward Brett* of *Dimſdon* near *Newcaſtle*, in the County of *Stafford*, be ſent for in cuſtody of the Serjeant at Arms attending this houſe, to anſwer at the Bar, fot a notorious Breach of Priviledge by him committed againſt this houſe.

Mr. *Lewis*, being called in, gave an Information at the Bar of this houſe, relating to the Popiſh plot. *Or-*

Ordered, That an humble addreſs be made to his Majeſty, by ſuch members of this houſe as are of his Majeſties moſt Honourable Privy Council, to deſire his Majeſty to grant to Mr. *Lewis* a Full and General pardon, and to take him into his Royal protection and care, and to grant him ſome allowance. And that in the ſeveral pardons already granted, upon the addreſſes of this houſe, to all ſuch perſons as have given Evidence to this Houſe relating to the Popiſh plot, his Majeſties Grace and pardon may be extended to all crimes and miſdemeanors whatſoever by them committed, and that to this time.

Ordered, That *Mr. Lewis* have the leave of this houſe to print his Information this day given in at the Bar of this houſe.

Mr. Treby acquaints the houſe, That he had attended the Lords with the meſſage of this houſe; and that their Lordſhips had returned anſwer, That they will cauſe to be delivered to this Houſe the ſeveral Papers, Writings, Evidences, Examinations, and Informations deſired by this Houſe.

A Petition of *Mr. Lee*, *Mr. Simonds*, *Mr. Everingham*, *Mr. James*, and *Mr. Bradwell*, in Cuſtody of the Serjeant at Arms attending this Houſe, being Read.

Ordered,

That all the ſaid perſons be called in, and do receive the Cenſure of this Houſe at the Bar, upon their knees, from *Mr.* Speaker, and be then diſcharged, paying their Fees; which was done accordingly.

Ordered.

That a Committee be appointed to Search into, and Examine the papers of *Mr. Gilbert Crough* of *Staple-Inn*, and do Report the ſame to this Houſe.

Ordered,

That *Mr. Crouch* and his Son attend at the Bar of this Houſe to morrow Morning at Ten of the Clock.

Veneris 19. *Novembris* 1680.

SIr *George Downing* Reports from the Committee, to whom the additional Bill touching perſons buried in Woollen was referred, ſome amendments agreed on by the ſaid Committee to be made to the ſame, which he read in his place, and afterwards delivered them in at the clerks table, where the ſame being twice read, were upon the Queſtion Agreed.

Or-

Ordered, That the Bill with the Amendments agreed to, be engroſſed.

Ordered, That Seignior *Franciſco de Ferria* have leave to Print the Information by him given at the Bar of this Houſe.

A Petition of *Benjamin Harris*, a Priſoner in Execution at the Kings Suit for a Fine of 500 *l.* upon a Miſdemeanor by him committed, was read.

Reſolved, That an humble Application be made to His Majeſty from this Houſe, by ſuch Members of the Houſe as are of His Majeſties moſt Honourable Privy Council, to deſire His Majeſty to pardon and remit the ſaid Fine.

Ordered, That a Committee be appointed to prepare and draw up a Bill for Aſcertaining of Fines upon Miſdemeanors.

Robert Groom being called in, and having given an Account at the Bar concerning the late Pamphlet, Entituled, *A Damnable Popiſh Plot*, &c.

Ordered, That the ſaid *Robert Groom* be diſcharged from the Cuſtody of the Serjeant at Arms attending this Houſe, without paying any Fees.

Reſolved, That an humble Addreſs be preſented to His Majeſty, to deſire His Majeſty to appoint a Day for a Solemn Faſt and Humiliation to be kept throughout the Kingdom, upon the Debate of the Houſe.

Mr. Serjeant *Rigby* Reports from the Committee appointed to enquire after all ſuch Perſons as have offended againſt the Right of the Subject, to Petition His Majeſty for the Siting of the Parliament, That the Committee had directed him to make a Special Report of the Preſentments of the Grand Jury for the County of *Somerſet*, for the laſt Lent Aſſizes, and of the Grand Jury for the County of *Devon* for the laſt Summer Aſſizes; which Preſentments he delivered in at the Clerks Table: And further, Reported, That Captain *William Caſtle* being Summoned to attend the ſaid Committee, did, in contempt of the ſaid Order, neglect to attend the Committee: And that the Committee deſired the Directions of the Houſe therein.

Ordered, That an humble addreſs be made to his Majeſty, by ſuch members of this houſe as are of his Majeſties moſt Honourable Privy Council, to deſire his Majeſty to grant to Mr. *Lewis* a Full and General pardon, and to take him into his Royal protection and care, and to grant him ſome allowance. And that in the ſeveral pardons already granted, upon the addreſſes of this houſe, to all ſuch perſons as have given Evidence to this Houſe relating to the Popiſh plot, his Majeſties Grace and pardon may be extended to all crimes and miſdemeanors whatſoever by them committed, and that to this time.

Ordered, That *Mr. Lewis* have the leave of this houſe to print his Information this day given in at the Bar of this houſe.

Mr. Treby acquaints the houſe, That he had attended the Lords with the meſſage of this houſe; and that their Lordſhips had returned anſwer, That they will cauſe to be delivered to this Houſe the ſeveral Papers, Writings, Evidences, Examinations, and Informations deſired by this Houſe.

A Petition of *Mr. Lee*, *Mr. Simonds*, *Mr. Everingham*, *Mr. James*, and *Mr. Bradwell*, in Cuſtody of the Serjeant at Arms attending this Houſe, being Read.

Ordered,

That all the ſaid perſons be called in, and do receive the Cenſure of this Houſe at the Bar, upon their knees, from *Mr.* Speaker, and be then diſcharged, paying their Fees; which was done accordingly.

Ordered.

That a Committee be appointed to Search into, and Examine the papers of *Mr. Gilbert Crough* of *Staple-Inn*, and do Report the ſame to this Houſe.

Ordered,

That *Mr. Crouch* and his Son attend at the Bar of this Houſe to morrow Morning at Ten of the Clock.

Veneris 19. *Novembris* 1680.

SIr *George Downing* Reports from the Committee, to whom the additional Bill touching perſons buried in Woollen was referred, ſome amendments agreed on by the ſaid Committee to be made to the ſame, which he read in his place, and afterwards delivered them in at the clerks table, where the ſame being twice read, were upon the Queſtion Agreed.

Or-

Ordered, That the Bill with the Amendments agreed to, be engroſſed.

Ordered, That Seignior *Franciſco de Ferria* have leave to Print the Information by him given at the Bar of this Houſe.

A Petition of *Benjamin Harris*, a Priſoner in Execution at the Kings Suit for a Fine of 500 *l.* upon a Miſdemeanor by him committed, was read.

Reſolved, That an humble Application be made to His Majeſty from this Houſe, by ſuch Members of the Houſe as are of His Majeſties moſt Honourable Privy Council, to deſire His Majeſty to pardon and remit the ſaid Fine.

Ordered, That a Committee be appointed to prepare and draw up a Bill for Aſcertaining of Fines upon Miſdemeanors.

Robert Groom being called in, and having given an Account at the Bar concerning the late Pamphlet, Entituled, *A Damnable Popiſh Plot*, &c.

Ordered, That the ſaid *Robert Groom* be diſcharged from the Cuſtody of the Serjeant at Arms attending this Houſe, without paying any Fees.

Reſolved, That an humble Addreſs be preſented to His Majeſty, to deſire His Majeſty to appoint a Day for a Solemn Faſt and Humiliation to be kept throughout the Kingdom, upon the Debate of the Houſe.

Mr. Serjeant *Rigby* Reports from the Committee appointed to enquire after all ſuch Perſons as have offended againſt the Right of the Subject, to Petition His Majeſty for the Siting of the Parliament, That the Committee had directed him to make a Special Report of the Preſentments of the Grand Jury for the County of *Somerſet*, for the laſt Lent Aſſizes, and of the Grand Jury for the County of *Devon* for the laſt Summer Aſſizes; which Preſentments he delivered in at the Clerks Table: And further, Reported, That Captain *William Caſtle* being Summoned to attend the ſaid Committee, did, in contempt of the ſaid Order, neglect to attend the Committee: And that the Committee deſired the Directions of the Houſe therein.

Ordered, That Sir *Giles Philips*, and *William Coleman*, being the Foremen of the ſaid Grand Juries, be ſent for in Cuſtody of the Serjeant at Arms attending this Houſe, to anſwer at the Bar of this Houſe, for the Breach of Priviledge by them committed againſt this Houſe.

Ordered, That the ſaid Captain *William Caſtle* be ſent for in Cuſtody of the Serjeant at Arms attending this Houſe, to anſwer at the Bar of this Houſe; for the breach of Priviledge by him committed againſt this Houſe.

Ordered, That Mr. *John Hutchinſon*, and Mr. *Henry Walrond*, being of the ſaid Grand Juries, be ſent for in Cuſtody of the Serjeant at Arms attending this Houſe, to anſwer at the Bar of this Houſe, for the breach of Priviledge by them committed againſt this Houſe.

Ordered, That the Clerk of the Aſſizes for the Weſtern Circuit, and the reſpective Clerks of the Peace and Under-Sheriffs of the ſaid Counties of *Devon* and *Somerſet*, be Summoned by the Serjeant at Arms attending this Houſe, to attend at the Bar of the Houſe.

Ordered, That Mr. *Thomas Warre*, and Mr. *Edward Strode*, be ſummoned by the Serjeant at Arms attending this Houſe, to Attend at the Bar of the Houſe on Monday morning next, at Ten of the Clock.

Reſolved, That the Committee appointed to receive Informations relating to the Popiſh Plot, have Power likewiſe to receive Informations relating to the Popiſh Plot in *Ireland*.

Sir *Robert Clayton* Reports from the Committee appointed to prepare and draw up the Addreſs concerning Sir *George Jeffreys*, An Addreſs agreed upon by the Committtee, which he Read in his Place, and afterwards delivered the ſame in at the Clerks Table, where the ſame being Read, was upon the Queſtion, Agreed to.

Mr. *Zeile* being called in, delivered his Information in Writing, relating to the Popiſh Plot.

Ordered, That *Edward Seymour* Eſq; a Member of this Houſe, attend the Service of this Houſe, in his Place, to morrow morning, at Ten of the clock.

Ordered,

Ordered, That an humble Application be made from this Houſe to His Maieſty, by ſuch Members thereof as are of His Majeſties moſt Honourable Privy Council, to deſire His Majeſty to grant to Mr. *Zeile* a full and General Pardon to this time; and Grant him ſome Allowance for his Subſiſtence.

Ordered, That an humble Application be made from this Houſe to His Majeſty, by ſuch Members thereof as are of His Majeſties moſt Honourable Privy Council, Repreſenting the Condition and Circumſtances of Mr. *Hethrington*, and other the Witneſſes, touching the Popiſh Plot in *Ireland*; And to deſire His Majeſty to grant them ſome Allowance for their Support.

Ordered, That an humble Application be made to His Majeſty from this Houſe, by ſuch of the Members thereof as are of His Majeſties moſt Honourable Privy Council, to deſire His Majeſty to confer upon Mr. *Smith* (who hath made a conſiderable Diſcovery of the Popiſh Plot) ſome Eccleſiaſtical Preferment.

Sabbati die 20. *Novembris* 1680.

INformation being given to the Houſe, That Mr. *William Stawell* was Foreman of the Grand Jury for the County of *Devon*, the laſt Summer Aſſizes, and that by a miſtake, Mr. *Colman* was ordered to be ſent for in Cuſtody, in ſtead of the ſaid *Mr. Stawell.*

Ordered, That *Mr. Colman's* Name be ſtruck out of the Warrant directed to the Serjeant at Arms attending this Houſe; And that *Mr. Stawell's* Name be inſerted inſtead thereof.

A Complaint being made of a Breach of priviledge committed againſt *Mr. Ayloffe*, a Member of this Houſe, by *John Dandridge*, in arreſting and Detaining in Cuſtody *James Newman*, Menial ſervant of the ſaid Mr. *Ayloffe*, at the Suit of *Richard Rawlins*:

Ordered, That the ſaid *John Dandridge* and *Richard Rawlins* be ſent for in Cuſtody of the Serjeant at Arms attending this Houſe, to anſwer at the Bar of this Houſe, for the ſaid *Breach of Priviledge.*

The Queſtion being put, *That the Bill* againſt the Importation of Cattel from *Scotland* be now Read a *Second* time.

It was *Reſolved* in the Affirmative.

The Bill being Read.

Reſolved, That the Bill be Committed.

Information being given to the Houſe, That *George Eylles* had committed a Breach of priviledge againſt *Sir Patience Ward*, a *Member* of this Houſe:

Ordered, That the ſaid *George Eyles* be ſent for in Cuſtody of the Serjeanr at Arms attending this Houſe, to anſwer at the Bar of this *Houſe* for the ſaid Breach of Priviledge.

Mr. Secretary *Jenkins* acquaints the Houſe, That in purſuance of the Orders of this Houſe, His Majeſty had been attended by ſuch Members thereof as are of His Majeſties Privy Council, with ſeveral addreſſes from this Houſe, That as to the addreſs relating to *Sir George Jeffreys*, after the ſame, together with the Orders and Reſolves of the Houſe were Read to His Majeſty, His Majeſty was pleaſed to *Return* anſwer, That He would conſider of it.

That His Majeſty, upon preſenting the addreſs for ſome allowance to *Mr. Lewis*, and for a general Pardon to him and all the reſt of the Perſons that have given Information relating to the *Popiſh* plot, for all Crimes and Miſdemeanours whatſoever, His Majeſty was pleaſed to anſwer, That His Majeſties Pardon ſhould extend to all Crimes and Miſdemeanors whatſoever by them committed, to this time, Perjury only excepted.

That His Majeſty was further pleaſed to anſwer, That Conſideration ſhould be had of *Mr. Lewis*, for ſome reaſonable allowance to him.

That as to the addreſs, relating to *Mr. Smith*, for ſome Eccleſiaſtical Preferment, His Majſty would have him in *Conſideration*.

That as to the addreſs concerning *Mr. Hethrington* and the reſt of the Witneſſes, touching the Popiſh plot in *Ireland*, His Majeſty, in regard that the Number and Circumſtances of thoſe Perſons are not yet well known, had referred the *Conſideration* thereof to the Lords Commiſſioners of the Treaſury.

Reſolved, That a further addreſs be made to His Majeſty from this Houſe, by ſuch Members thereof as are of His Majeſties moſt *Honourable* Privy Council, to deſire His Majeſty, That the Pardons granted to the ſeveral perſons for whom application hath been already made to His Majeſty by this Houſe, may extend to all Crimes and

Miſ-

Miſdemeanors whatſoever by them committed, to the laſt time of their reſpective Diſcoveries reſpectively.

Mr. Trenchard Reports from the Committee, to whom is referred to Enquire after ſuch perſons as have offended againſt the Rights of the Subjects, to Petition His Majeſty for the *Sitting* the Parliament, That the Committee had ordered him to make the following Report: *viz.*

That Information being given to the ſaid Committee, That Examinations were taken upon Oath in the County of *Monmouth* by five Juſtices of the Peace of the ſaid County, *viz. James Herbert*, *Henry Baker*, *William Herbert*, *William Jones*, and *Robert Gunter*, Eſquires, againſt *John Arnold*, Eſquire, for procuring Subſcriptions to a certain Petition to be preſented to His Majeſty for the Sitting of the Parliament: Which ſaid Examination was ſent up to the Council Table by the ſaid Juſtices, and there Exhibited in Charge, as an Article againſt the ſaid *Mr. Arnold*, and was Subſcribed by one *Thomas Herbert*, Eſquire, who undertook to proſecute the ſame:

And that the Committee deſired the Directions of the Houſe therein:

And further Reported, That the Committee had agreed upon two Reſolves, which are as follows:

Reſolved, That this Committee is of Opinion, That *Mr. Thomas Staples*, by obſtructing Petitoning to *His* Majeſty for the ſiting of this Parliament, and declaring his diſlike, and abhorence of ſuch Petitioning, hath betrayed the Rights of the Subject.

Reſolved, That this Committee is of Opinion, That Sir *Thomas Holt* Serjeant at Law, by obſtructing Petitioning to His Majeſty for the *Sitting* of this Parliament, and declaring his diſlike and obhorrence of ſuch Petitioning, hath betrayed the Rights of the Subject.

Which Report he Read in his place, and afterwards delivered the ſame in at the Clerks Table: where the ſame being Read,

The Houſe taking into Conſideration the *Matters* ſpecially Reported

Ordered, That *Mr. Thomas Herbert* be ſent for in Cuſtody of the Serjeant at Arms attending this Houſe, to anſwer at the Bar of this Houſe for the Miſdemeanors by him committed againſt the priviledge of this Houſe.

The Firſt of the ſaid Reſolves being Read a *Second* time to the Houſe:

Reſolved,

Reſolved, That this Houſe doth agree with the ſaid Committee, That the ſaid Mr. *Thomas Staples*, by obſtructing Petitioning to His Majeſty for the Sitting of this Parliament, and declaring his diſlike ad abhorrence of ſuch Petitioning, hath betrayed the Rights of the Subject.

The Second of the ſaid Reſolves being read a ſecond time to the Houſe:

Reſolved, That this Houſe doth agree with the ſaid Committee, That Sir *Thomas Holt*, by obſtructing Petitioning to His Majeſty for the Sitting of this Parliament, and declaring his diſlike and abhorrence of ſuch Petitioning, hath betrayed the Rights of the Subject.

Ordered, That Mr. *Thomas Staples* and Sir *Thomas Holt* be ſent for in cuſtody of the Serjeant at Arms attending this Houſe, to anſwer at the Bar of this Houſe for the Miſdemeanors by them committed againſt the Priviledge of this Houſe.

Mr. *Treby* acquaints the Houſe, that, purſuant to the Order of the Houſe, he had prepared an Abſtract in Writing, of the ſeveral Letters and Papers in his cuſtody, relating to the Popiſh Plot.

Ordered, That the ſaid Letters and Papers be Printed, and it is recommended to Mr. *Treby* to take care therein.

Sir *Gilbert Gerard* acquaints the Houſe, that he had Articles of Impeachment of high Crimes, Miſdemeanors and Offences againſt *Edward Seymour* Eſq; a Member of this Houſe, which he delivered in at the Clerks Table.

Ordered, That Mr. *Seymour* have a Copy of the ſaid Articles, and that he do make his Anſwer thereunto on *Thurſday* morning next.

Colonel *Birch* Reports from the Committee to whom the Petition of Sir *Thomas Whitgrave*, *Francis Eld*, and *Sampſon Birch* was referred, That the Committee had agreed upon a Report, which he read in his place, and afterwards delivered the ſame in at the Clerks Table; where the ſame being read, is as follows.

That the Committee, upon the Examination of the Information againſt *Francis Eld* Lieutenant of ſome of the Trained Bands in *Staffordſhire*, touching his neglecting to make a full Search in *Taxal* Houſe upon the Diſcovery of the late Plot; and upon hearing of the ſaid

Elds

Elds Defence to the ſaid Information, the ſaid *Eld* did confeſs the Information given by Mr. *Dugdale* to be true; but ſaith that his Warrant given him under the Deputy Lieutenants hands, was only to Search for Offensive Arms of War: And that he was to take to his Aſſiſtance a *C*onſtable, or other *C*ivil Officer; which Warrant he produced: And accordingly he taking a *C*onſtable with him; when he brought his Men into the Lord *Aſtons* Hall at *Taxall*, the *C*onſtable ſlipped away, and he could by no means meet with him again: So that the ſaid *Eld* conceived himſelf incapacitated to make ſuch a Search as he desired. Which the *C*ommittee considering of, and finding him the ſaid *Eld* to be a Sober Proteſtant, and that this neglect was not done purpoſely with favour to the Papiſts; but that the ſaid *Eld* is an Enemy to the Popiſh Faction: Are humbly of Opinion that the ſaid *Francis Eld* be Diſcharged from his Reſtraint.

Reſolved, That the ſaid *Francis Eld* be Diſcharged from the cuſtody of the Serjeant at Arms.

Lunæ 22. *Novemb.* 1680.

A Bill for Regulating Elections of Members to ſerve in the Commons Houſe of Parliament was read a ſecond time.

Reſolved, That the Bill be committed upon the Debate of the Houſe.

A Bill to prevent the Offences of Bribery and Debauchery in the Election of Members to ſerve in the Commons Houſe of Parliament was read a ſecond time.

Reſolved, That this Bill be referred upon the Debate of the Houſe to the ſame Committee.

And the ſaid Committee is to reduce the ſaid Bills into one Bill, or to put the ſame into more Bills as they ſhall ſee occaſion.

Mr. *Treby* reports from the Committee of Elections and Priviledges that the Committee having taken into their Conſideration the Matter of the Election and Return of Members to ſerve in this preſent Parliament for the Burrough of *Stockbridge* in the County of *Southampton*, had agreed upon the following Reſolves, *viz.*

Reſolved, That *Henry Whitehead* Eſq; is duly Elected a Burgeſs to ſerve in this preſent Parliament for the Burrough of *Stockbridge* in

in the County of *Southampton*, to which the Houſe,

Ordered, That the Chairman of the Committee of Elections and Priviledges do make Report to this Houſe touching the Election of Members to ſerve in this preſent Parliament for *Agmondiſham* in the County of *Bucks*, to morrow morning at ten of the clock.

Reſolved, That leave be given to bring in a Bill for the Repairing of the High-ways.

The Clerk of the Crown and Bayliff of *Stockbridge* being called in, amended the Return for *Stockbridge*, by taking off the Indenture whereby *William Strode* Eſq; was returned to ſerve for the ſaid Burrough, and Razing out the Name of *Oliver St. Johns* Eſq; and incerting the Name of the ſaid *Hen. Whitehead* in the other Indenture.

Mr. Secretary *Jenkins* acquaints the Houſe, That His Majeſty having been attended by ſuch Members of this Houſe as are of the Privy Council, according to two ſeveral Orders of addreſs from this Houſe to His Majeſty, the one for a General Pardon and ſome allowance to *Mr. Zeile*, the other for a full and further General Pardon of all Crimes and Miſdemeanors to the ſeveral *Perſons* in whoſe behalf the Houſe had formerly addreſſed. His Majeſty was pleaſed to anſwer, That he would grant a Pardon and ſome allowance to *Mr. Zeile*.

That *Pardons* ſhall be paſſed to the ſeveral *Perſons* addreſſed for by the Houſe of Commons for all Treaſons, Miſpriſions of Treaſon Felonies, and Outlawries after Treaſon or Felony, and His Majeſty will give Order, that a *Noli proſequi* be Entred to ſtop all proſecutions againſt the ſaid perſons for all *Crimes* or Miſdemeanours whatſoever.

That His Majeſty apprehends there may be ſome Inconveniency in granting a *Pardon* ſo general as is now deſired, but if any Inſtances ſhall be given wherein the Tryals may be hindered or prejudiced, His Majeſty will give ſuch further Order as ſhall be agreeable to Juſtice.

Mr. Trenchard reports from the Committee, to whom it was referred to prepare an addreſs to His Majeſty to remove *George* Earl of *Halliſax* from His Majeſties preſence and Councils for ever. An addreſs agreed upon by the Committee, which he Read in his place, and afterwards delivered the ſame in at the Clerks Table, where the

ſame

ſame being Read,

Reſolved, That the Houſe doth agree to the ſaid Addreſs with ſome Amendments.

Ordered, That ſuch Members of this Houſe as are of his Majeſties Moſt Honourable Privy Council do know his Majeſties pleaſure when this Houſe may attend him with this Addreſs.

Ordered, That all Committees that were diſcontinued be revived and do ſit in the places formerly appointed.

Martis 23. die Novemb. 1680.

A Petition of Sir *Thomas Holt* Serjeant at Law, in Cuſtody of the Serjeant at Arms Attending this Houſe, was Read.

Ordered, That Sir *Thomas Holt* be called in and do receive the Cenſure of the Houſe upon his knees at the Bar from Mr. *Speaker*, and be then diſcharged, paying his Fees, which was done accordingly.

Ordered, That *William Rapley*, Bayliff of *Haſlemere*, in the County of *Surrey*, now in Cuſtody of the Serjeant at Arms attending this Houſe, be brought to the Bar to Morrow Morning at Ten of the Clock, to receive the Cenſure of the Houſe.

Ordered, That leave be given to bring in a Bill for continuing of two Acts, One to prevent the Planting of Tobacco in *England*, and Regulating the Plantation Trade, The Other for Exporting of Beer, Ale and Mum.

A Bill to the ſame purpoſe being preſented to the Houſe, was Read the Firſt time.

Reſolved; That the Bill be Read a Second time.

Reſolved, That a Committee be appointed to prepare a further Addreſs to His Majeſty, upon the Debate of the Houſe, humbly to deſire His Majeſty to Pardon and Remit the Fine ſet upon *Benjamin Harris*; for which he continues in Priſon.

Mr. *Sacheverel* Reports from the Committee to whom it was referred, to prepare and bring in a Bill for the Repeal of One Act made in the 35*th* Year of the Reign of Queen *Elizabeth. ch.* 1. A Bill agreed upon by the Committee, which he delivered in at the Clerks Table.

The Bill being Read the Firſt time,

Resolved, That the Bill be Read a *Second* time to Morrow morning.

Sir *Francis Russel* Reports from the Committee Appointed to draw up an humble Addres to his *Majesty*, to desire his Majesty to appoint a day for a Solemn Fast and Humiliation, to be kept throughout the Kingdom, An Addres agreed on by the Committee, which he read in his place: And afterwards delivered the same in at the Clerks Table, where the same being Read was upon the Question agreed to.

Resolved, That the Lords Concurrence be desired to the said Addres. And that Sir *Francis Russed* do attend the Lords with the same, and desire their concurrence.

A Pet tion of *Ann Bedlow* Widdow and Relict of Captain *William Bedlow* Deceased, was Read.

Resolved, That an Humble Application be made to His Majesty from this House by such Members thereof, as are of His *Majesties* most Honourable Privy Council, to desire His Majesty to take into His consideration, the condition of the said Mrs. *Bedlow*; and to grant her some Allowance for her Subsistence,

Sir *Francis Russel* acquaints the House, That in pursuance of the Order of the House, he had attended the Lords with the Addres; and that their Lordships returned Answer.

That they had taken the said Addres into their Consideration, and had agreed to it according to the desire of this House.

Ordered, That Mr. *Attorney* General be desired to attend this House to *Morrow* Morning to give the House an Account touching the *Proclamation*, *Stiled A Proclamation against Tumultuous Petitioning.*

Several Persons that served upon the Grand Jury for the County of *Middlesex*, in *Trinity* Term last, being called in, gave an Account to the House of the manner of the Proceedings of the Court of Kings-Bench, in Discharging the said Grand Jury.

Several Persons being called in, gave an Account at the Bar of the House, touching the charge given by Mr. *Baron Weston*, at the last Summer Assizes held at *Kingston* upon *Thames*, for the County of *Surrey*, and a Debate arising in the House upon the whole matter.

Resolved, *Nemine Contradicente.*

That the Discharging of a Grand Jury by any Judge before the end of the Term, Assizes or *Sessions*, whilst matters are under their consi-

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deration and not presented is Arbitrary, Illegal, Destructive to Publick Justice, a manifest Violation of his Oath, and is a means to Subvert the Fundamental Laws of this Kingdom.

Resolved, *Nemine Contradicente*,

That a Committee be appointed to Examine the Proceedings of the Judges in *Westminster-Hall*, and Report the same with their Opinions therein to this House.

Sir *Edward Deering* Acquaints the House, That His Majesty having referred the Condition and Circumstances of the several Witnesses relating to the Popish Plot in *Ireland*, to the consideration of the Lords Commissioners of the *Treasury*, and that the Commissioners were not as yet informed of the Names, Number and Conditions of the said several Persons, desired the Direction of the House therein.

Ordered, That Mr. *Hethrington* do Attend Mr. *Speaker*, and do communicate to him the Names and Condition of the said Witnesses.

The Address of the Commons in Parliament to His Majesty, to Remove Sir George Geffreys *Out of all Publick Offices.*

WE your Majesties most Dutiful and Loyal Subjects the Commons in Parliament Assembled, having received a Complaint against Sir *George Jeffreys* Knight, your Majesties Chief Justice of *Chester*, and heard the Evidence concerning the same, and also what he did alledge and prove in his Defence. And being thereupon fully satisfied that the said Sir *George Jeffreys* well knowing that many of your Loyal Protestant Subjects, and particularly those of your Great and Famous City of *London*, out of Zeal for the Preservation of the Protestant Religion, your Majesties Royal Person and Government, and in hopes to bring the Popish Conspirators to speedy Justice, were about to Petition to your Majesty in an Humble, Dutiful and Legal way, for the sitting of this Parliament, the said Sir *George Jeffreys* not regarding his Duty to your Majesty, or the welfare of your People did on purpose to serve his own private Ends, and to create a Misunderstanding between your Majesty and your Good Subjects, though disguised with pretence of service to your Majesty, maliciously declared such petitioning, sometimes to be Tumultuous, Seditious and Illegal, and at other times did presume publickly to insinuate and assert, as if

your Majesty would deprive your Citizens of *London* of their Charters, and divers other Priviledges, Immunities and Advantages, and also of your Royal Favour in case they should so petition, and also did publickly declare that in case they should so petition, there should not be any Meeting or Sitting of Parliament, thereby traducing your Majesty, as if you would not pursue your Gracious Intentions, the rather because they were grateful to your good Subjects, do, in most humble manner beseech your Majesty to remove the said Sir *George Jeffreys* out of the said Place of Chief Justice of *Chester*, and out of all other Publick Offices and Employments under your Majesty.

His Majesty by *Mr. Secretary Jenkins* was pleased to return Answer to this Address, That he would consider of it.

Mercurii 24. die Novemb. 1680.

Ordered,

THat *George Bell* of *Carlisle* in the County of *Cumberland*, Attorney at Law, be sent for in Custody of the Serjeant at Arms attending this House, to answer at the Bar of the House for a breach of Priviledge by him committed against Sir *Richard Grahme*, a Member of this House.

Ordered, That *Arthur Yeomans* of *Cardiffe* in the County of *Glamorgan*, be sent for in Custody of the Serjeant at Arms attending this House to answer at the Bar of this House for a Notorious Breach of Privi'edge by him committed against this House.

Ordered, That *William Jordan* of *Glouceſter*, be sent for in Custody of the Serjeant at Arms to answer at the Bar of this House for a Notorious Breach of Priviledge by him Committed against this House

Ordered, That *John Laws* be sent for in Custody of the Serjeant at Arms, to answer at the Bar for a Breach of Priviledge by him Committed against this House.

Ordered, That Mr. *Henry Alnett* be sent for in Custody of the Serjeant at Armes, to answer at the Bar for a high *B*reach of Priviledge by him Committed aganst this House.

Mr. Secretary *Jenkins* acquaints the House that His Majesty having

ving been attended by ſuch Members of this Houſe as are of His Majeſties moſt Honourable Privy Council, to know His Majeſties pleaſure, When this Houſe ſhould attend Him with an addreſs, His Majeſty hath appointed three of the Clock this afternoon for the Houſe to attend him in the Banqueting-houſe at *White-hall.*

Ordered, That leave be given to bring in a Bill to Supply the Laws againſt Bankrupcy.

Ordered, That leave be given to bring in a Bill to take away the Court held before the Lord *Preſident* and Council in the Marches of *Wales.*

A Bill for Repeal of an Act made in the 35. Year of the Reign of Queen *Elizabeth* cap. 1. was Read a *S*econd time, And no Exceptions being made to the ſame,

Ordered, That the ſaid *B*ill be Engroſſed.

Reſolved, That an Humble Addreſs be made to His Majeſty, from this Houſe by ſuch Members thereof as are of His Majeſties moſt Honourable Privy Council, to deſire His Majeſty to give Orders that all Proteſtant Diſſenters, who are Proſecuted upon any penal Laws made againſt Popiſh Recuſants in the Reign of Queen *Elizabeth* and King *James*, may be admitted to a Compoſition in the Exchequer without paying any Fees.

Ordered, That leave be given to bring in a Bill, declaring that the Acts of Parliament made in the Reigns of Queen *Elizabeth* and King *James*, againſt Popiſh Recuſants ſhall not be extended againſt Proteſtant Diſſenters.

Ordered, That the Committee appointed to prepare, and Bring in a Bill for the better Uniting of all His Majeſties Proteſtant Subjects, have power to bring in One, or more Bill or Bills for that purpoſe.

Mr. Attorney General being called in and Examined touching the manner of Iſſuing forth the Proclamation Stiled, *A Proclamation againſt Tumultuous Petitions*, and giving an account to the Houſe, that Sir *Fran. North*, Chief Juſtice of the Court of Common Pleas was adviſing and aſſiſting in the drawing up and paſſing of the ſaid Proc'amation; And a Debate ariſing in the Houſe thereupon,

Reſolved *Nemine Contradicente*,

That

That the Evidence this day given to this Houſe againſt Sir *Fran: North*, Chief Juſtice of the Court of Common-pleas, is a ſufficient Ground for this Houſe to proceed upon to an Impeachment againſt him for high Crimes and miſdemeanors.

Ordered, That it be referred to the Committee appointed to examine the proceedings of the Judges in *Weſtminſter-Hall*, to prepare Heads of an Impeachment againſt the ſaid Sir *Francis North*, and to preſent the ſame to the Houſe.

And the ſaid Committee is to ſit *de die in diem.*

Ordered, That *William Rapley* Bayliff of *Haſlemere* in the County of *Surrey* being in Cuſtody of the Serjeant at Arms attending this Houſe, be brought to the Bar of this Houſe to morrow Morning at Ten of the Clock to receive the Cenſure of the Houſe.

Jovis 25. *die Novem.* 1680.

Ordered,

THat a Meſſage be ſent to the Lords deſiring their Lordſhips to appoint a Committee, to joyn with a Committee of this Houſe, for the Adjuſting the Methods and Circumſtances relating to the Tryals of the Lords in the *Tower*, and that Mr. *Treby* do go up to the Lords with the ſaid Meſſage.

A Petition of the Inhabitants of the County of *Norfolk*, againſt *Samuel Verdon*, Under-Sheriff of the ſaid County, for ſeveral Crimes and Miſdemeanours by him Committed was Read.

Ordered, That a Committee be appointed to Examine the Matters contained in the ſaid Petition; & to Report the ſame with their Opinion therein to the Houſe, & it is Referred to a Committee; & the ſame Committee is likewiſe Impowered to Examine the Abuſes, Miſcarragies and Miſdemeanors Committed by all Under-Sheriffs throughout the Kingdom.

Ordered, That the ſaid *Samuel Verdon* be ſent for in Cuſtody of the Serjeant at Arms attending this Houſe, to Anſwer at the Bar of the Houſe, for a Notorious Breach of Privilidge by him Committed againſt this Houſe.

A Petition of *Mr. Thomas Staples* being in Cuſtody of the Serjeant at Arms attending this Houſe, was Read.

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Ordered, That Mr. *Staples* be called in, and do receive the *Cenſure* of the Houſe at the Bar upon his Knees from Mr. *Speaker*, and that he be then Diſcharged paying his Fees, which was done accordingly.

A Meſſage from the Lords by *Sir John Coell* and *Sir Timothy Baldwyn*.

Mr. *Speaker*, The Lords have commanded us to acquaint this Houſe, that His Majeſty having been Deſired to appoint a Time when both Houſes ſhould attend Him with an Addreſs for a Faſt His Majeſty was pleaſed to return anſwer: That it is His Majeſties Pleaſure, that both Houſes do attend Him at Three of the *Clock* this Afternoon in the *Banquetting*-Houſe

The Articles of Impeachments againſt *Edward Seymour* Eſq; a member of the Houſe, being Read.

Reſolved, That the Articles be Read, One by one, and that *Mr. Seymour* do make his anſwer to each reſpective Article in his place; which being accordingly done, and *Mr. Seymour* withdrawn:

The firſt of the ſaid Articles being Read to the Houſe and a Debate ariſing in the Houſe thereupon.

Reſolved, That the Debate be Adjourned to Ten of the *Clock* to *Morrow Morning*.

The Addreſſes Humbly preſented to His MAJESTY *From Both Houſes of* Parliament *for a Day of* HUMILIATION. *with His* MAJESTIES *Gracious Anſwer.*

WE Your Majeſties moſt Dutiful and Loyal *Subjects*, the Lords *Spiritual* and Temporal, and Commons in this preſent Parliament Aſſembled, being deeply ſenſible of the ſad and calamitous condition of this your Majeſties Kingdom, occaſioned chiefly by the impious and horrid Conſpiracies of a Popiſh Party, who have not only Plotted and Intended the deſtruction of Your Majeſties *Royal* Perſon; but the Total *Subverſion* of the Government and true Religion eſtabliſhed amongſt us; and find-

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ing the ſame deteſtable Machinations ſtill obſtinately proſecuted by them, as well by fomenting diviſions amongſt your Majeſties Loyal Proteſtant *Subjects*, as all other the moſt wicked Contrivances, notwithſtanding the many diſcoveries thereof by Gods great mercy and wonderful providence lately brought to light; all which dreadful Judgments are now impending over us moſt deſervedly for our many and grievous ſins, and cannot otherwiſe in humane reaſon be prevented but by the particular bleſſing of God upon the Conſultations and Endeavours of your great Council now Aſſembled in Parliament; Do in all humility beſeech your Majeſty, that by your Royal Proclamation a Day may be ſolemnly ſet apart, wherein both our ſelves and all your Majeſties Loyal *Subjects* may by Faſting and prayers endeavour a Reconciliation with Almighty God, and with humble and penitent hearts implore him by his power and goodneſs to divert thoſe Judgments, and defeat the wicked counſels and devices of our Enemies, to Unite the hearts of your loyal Proteſtant *Subjects*, and to continue his mercy and the light of his Goſpel to us and our Poſterities, and more eſpecially to beſtow his abundant bleſſings on your *Sacred* Majeſty and this preſent Parliament, that our Conſultations and Endeavours may produce Honour, *Safety* and proſperity to your Majeſty and your People.

His Majeſties Gracious Anſwer to this Addreſs.

That His Majeſty will give Order for a Day of Humiliation as is deſired.

Veneris 26 die Novemb. 1680.

MR. *Speaker* acquaints the Houſe, that both Houſes having attended his Majeſty in the Banquetting houſe yeſterday in the afternoon, with the Addreſs for a day of Humiliation: His Majeſty was pleaſed graciouſly to anſwer, That his Majeſty will give order for a day of Humiliation, as is deſired.

Ordered, That the Cauſe concerning the Election of Members to ſerve in this preſent Parliament for the Burrough of *Taunton* be heard at the Bar of this Houſe to morrow morning at Ten of the Clock.

A Petition of the Maſter, Wardens, Aſſiſtance and Company of Felt-makers, was Read.

Ordered, That the Conſideration of the ſaid Petition be referred to the Committee to whom the Bill for encouragement of the Woollen manufacture, by the general wearing thereof is committed.

A Petition of *Thomas Dare* of *Taunton* a priſoner in execution, for a Fine of 500*l.* ſet upon him, was Read.

Ordered, That an humble Application be made to His Majeſty from this Houſe by ſuch Members thereof as are of His Majeſties moſt Honourable Privy Council to deſire His Majeſty to Pardon and remit the ſaid Fine.

A Meſſage from the Lords.

Mr. Speaker, The Lords have commanded us to acquaint you, That the Lords out of their great care to expedite the Tryal of the Lord Viſcount *Stafford* on *Tueſday* next, having agreed upon ſome Rules and directions to be obſerved at the ſaid Tryal, which they thought fit to communicate to this Houſe: and delivered in a Paper containing the ſaid Rules.

Mr. Secretary *Jenkins* acquaints the Houſe, That His Majeſty had been attended by ſuch Members of this *H*ouſe as are of *H*is *M*ajeſties moſt Honourable Privy Council with an addreſs concerning the Proteſtant Diſſenters, and that *H*is Majeſties anſwer is, That they ſhall be diſcharged, and without Fees as far as may be done according to Law, and that they ſhall be recommended to the Judges.

Mr. Treby acquaints the *H*ouſe, That he had attended the Lords with a Meſſage, deſiring their Lordſhips to appoint a Committee to joyn with a Committee of this *H*ouſe, for adjuſting the matters and circumſtances relating to the Tryals of the Lords in the *Tower*: That they would ſend an anſwer to this *H*ouſe by Meſſengers of their own.

Sir William Poultney reports from the *C*ommittee of Elections & Priviledges, that the ſaid Committee having taken into conſideration the matter touching the election and return of Members to ſerve in this preſent Parliament for the Burrough of *Monmouth* in the County of *Monmouth*, had agreed upon Four ſeveral Reſolves, which he read in his place, & afterwards delivered the ſame in at the Clerks Table, where the ſame being read, are as followeth,

Reſolved, That the Election of a Burgeſs to ſerve in Parliament for the Burrough of *Monmouth*, doth not belong to the Burgeſſes; Inhabitants of the Borrough of *Monmouth* only.

Reſolved, That the Burgeſſes Inhabitants of the Burrough of *Newport* and *Uske* in the County of *Monmouth* have a Right by Vote in the Election of a Burgeſs to ſerve in Parliament for the ſaid Burrough of *Monmouth*

Reſolved, That *Charles* Lord *Herbert* is not duly Elected Burgeſs to ſerve in this preſent Parliament for the ſaid Burrough of *Monmouth*.

Reſolved, That *John Arnold* Eſq; is duly Elected Burgeſs to ſerve in this preſent Parliament for the ſaid Burrough of *Monmouth*.

To all which Reſolves the *H*ouſe agreed,

Sir John Trevor Reports from the Committee of Elections and Priviledges, that the Committee having taken into Conſideration the matter touching the Election and Return for *Weſtbury* in the County of *Wilts*, had agreed upon Four ſeveral Reſolves, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame being read ,, are as followeth,

Reſolved, That *Henry Bertie* Eſq; is not duly elected Burgeſs to ſerve in this preſent Parliament for the Burrough of *Weſtbury* in the County of *Wilts*.

Reſolved, That *Richard Lewis* Eſq; is not duly elected Burgeſs to ſerve in this preſent Parliament for the Burrough of *Weſtbury* in the County of *Wilts*.

Reſolved, That *Will: Trenchard* Eſq; is duly elected Burgeſs to ſerve in this preſent Parliament for the Burrough of *Weſtbury* in the County of *Wilts*.

Reſolved, That *Edward Norton* Eſq; is duly elected Burgeſs to ſerve in this preſent Parliament for the Burrough of *Weſtbury* in the County of *Wilts*.

To all which Reſolves the *H*ouſe agreed.

Ordered, That the Clerk of the Crown do attend to morrow morning at Ten of the Clock, to amend the Return for the ſaid Burrough of *Weſtbury*.

The Houſe being informed from the Chairman of the ſaid Committee, of ſeveral Miſcariages & Miſdemeanors committed by *Samuel*-

el Gibbs, late Mayor of the ſaid Burrough of *Weſtbury* in the ſaid election.

Ordered, That the ſaid *Samuel Gibbs* be ſent for in Cuſtody of the Serjeant at Arms attending this Houſe, to anſwer at the Bar of this Houſe, for the great Miſdemeanors by him Committed in the ſaid Election.

Ordered, That Mr. *Treby* do make his Reports touching the Elections for the Burrough of *Agmondeſham* in the County of *Bucks*, and for the Burrough of *Malborough* in the County of *Wilts* on *Munday* morning next.

The Clerk of the Crown being called in Amended the Return for the Burrough of *Monmouth*, by razing out the Name of *Charles* Lord *Herbert*, and inſerting the Name of *John Arnold* Eſq; inſtead thereof.

An Ingroſſed Bill for the Repeal of an Act made in the *35th* year of the Reign of Queen *Elizabeth* was Read the third time.

Reſolved, That the Bill do paſs, and that the Title be an Act for the Repeal of a Statute made in the *35th* year of the Reign of Queen *Elizabeth*, and that Sir *Eliab Harvey* do carry up the Bill to the Lords for their Concurrence.

William Rapley late Bayliff of the Burrough of *Haſlemere* in the County of *Surrey*, being brought to the Bar, and there kneeling, received the Cenſure of this *H*ouſe from *Mr. Speaker*, and was diſcharged from the Cuſtody of the Serjeant at Arms, paying his Fees.

Ordered, That Leave be given to bring in a Bill for the better diſcovery of Settlements of Eſtates for Superſtitious uſes.

The Houſe then reſumed the adjourned debate relating to the Impeachment againſt *Edward Seymour* Eſq; a member of this Houſe.

The Queſtion being put, That the Conſideration of the *A*rticles of *I*mpeachment againſt *Mr. Seymour* be referred to a Committee.

It paſſed in the Negative.

Reſolved, Upon ſeveral Queſtions, That there is matter ſufficient in the four *A*rticles to Impeach *Mr. Seymour*.

Reſolved, That *Mr. Seymour* be Impeached upon theſe Articles.

Ordered, That a Committee be appointed to prepare the ſaid Impeachments.

Ordered, That it be referred to the ſame Committee, to conſider of Precedents concerning the Committing of a Member to Cuſtody when *I*mpeached in Parliament, and to Report the ſame to the Houſe.

The Humble ADDRESS of the *COMMONS* in Parliament preſented to His MAJESTY, to Remove *George* Earl of *Halifax* From His preſence and Counſels. With His MAJESTIES Anſwer.

WE Your Majeſties moſt Dutiful and Loyal Subjects the Commons in this preſent Parliament Aſſembled, being deeply ſenſible of the manifold dangers and miſchiefs, which have been occaſioned to this Your Kingdom by the Diſſolution of the laſt Parliament, and by the frequent Prorogations of this preſent Parliament, whereby the Papiſts have been greatly encouraged to carry on their helliſh and damnable Conſpiracies againſt Your Royal Perſon and Government, and the Proteſtant Religion now eſtabliſhed amongſt us, and have had many opportunities to contrive falſe and malicious Plots againſt the Lives and Honours of ſeveral of Your loyal Proteſtant Subjects; And having juſt reaſon to believe that the ſaid Diſſolution was Promoted by the evil and pernicious counſels of *George* Earl of *Halliſax*; Do therefore moſt humbly pray Your Majeſty, for the taking away of occaſions of diſtruſt and jealouſie between Your Majeſty and Your Loyal Commons, and that we may with greater chearfulneſs proceed to perfect thoſe matters now before us, which tend to the ſafety and honour of Your Sacred Perſon and Government, and to the preſervation of the true Proteſtant Religion both to our Selves & our Poſterity, That You would be graciouſly pleaſed to remove the ſaid *George* Earl of *Hallifax* from your Preſence and Counſels for ever.

His Majeſties Anſwer to the Addreſs.

CHARLES R.

HIs *Majeſty having received the Addreſs of this Houſe relating to the Earl of* Hallifax, *hath thought fit to return this Anſwer.*

That He conceives the ſaid Addreſs to be lyable to ſeveral Exceptions, but having a great deſire to preſerve all poſſible good underſtanding

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ing with this Houſe, He chooſes to decline to enter into particulars, to avoid all occaſions of diſpute.

He therefore thinks fit to tell them, that He doth not find the grounds in the Addreſs of this Houſe to be ſufficient to induce Him to remove the Earl of Hallifax; *But He aſſures them at the ſame time, that whenever this Houſe ſhall in a due and regular courſe prove any Crime either againſt the ſaid Earl of* Hallifax, *or any other Perſon, who either now is, or ſhall hereafter be in his Councels, He will leave him or them to their own legal defence without interpoſing to protect them.*

ARTICLES of Impeachment againſt *Edward Seymour* Eſq; With the Vote of the COMMONS in Parliament Upon the ſaid Artic'es.

Articles of Impeachment of High Crimes, Miſdemeanours and Offences againſt Edward Seymour *Eſq; one of His Majeſties moſt Honourable Privy Council, Treaſurer of His Majeſties Navy, and one of the Members of the Houſe of COMNONS now in Parliament Aſſembled.*

Imprimis,

THat, Whereas the Sum of Five hundred eighty four thouſand nine hundred ſeventy Eight *P*ounds, Two ſhillings, Two Pence, was raiſed by an Act of Parliament for the ſpeedy Building of Thirty *S*hips of War, and thereby appropriated to the ſaid Uſe; By which Act it was particularly directed, That the Treaſurer of the Navy ſhould keep all moneys payed to him by vertue of the ſaid Act diſtinct and appart from all other moneys, and ſhould Iſſue and pay the ſame by Warrant of the Principal Officers and Commiſſioners of the Navy or any three or more of them; and mentioning and expreſſing that it is for the Building, for the Guns, Rigging and other Furniſhing of the ſaid Thirty *S*hips of War, and to no other Uſe, intent or purpoſe whatſoever, He the ſaid *Edward Seymour* on or about the year One thouſand ſix hundred ſeventy ſeven, being then Treaſurer of the Navy, did, contrary to the ſaid Act, and contrary to the Duty of his ſaid Office, lend the *S*um of Ninty thouſand pound

Pound (at Eight pound *per Cent.*) parcel of the ſaid Sum raiſed by the ſaid *Act* (being then in his hands) for and towards the ſupport and continuance of the *Army* then Raiſed; after ſuch time as by an *Act* of *Parliament* the ſaid *Army* ought to have been Disbanded, whereby the ſaid two ſeveral Acts were Eluded, and the ſaid Army was continued and kept on foot to the great Diſturbance, Hazard and *Danger* of the Peace and Safety of the Kingdom; And the Nation was afterwards put to a new Charge of raiſing and paying the ſum of Two hundred thouſand pound for the Disbanding of the ſaid Army.

Secondly, That whereas an Act of Parliament had paſſed for Raiſing of money by a Poll, for Enabling His Majeſty to enter into an actual War againſt the *French* King, and the Money raiſed by Vertue of the ſaid Act, was thereby appropriated to the ſaid Uſe, and to the Re-payment of ſuch Perſons as ſhould furniſh His Majeſty with any Sums of mony, or any Stores neceſſary for the ſaid Service.

And whereas certain Eaſt-land Merchants were deſired by His Majeſties Officers to furniſh and ſupply great quantities of *Stores* for the Navy, and as an Incouragement thereunto, were aſſured, that the *Sum* of Fourty thouſand pound, parcel of the moneys raiſed by the ſaid Act, was at that time actually in the hands of the ſaid *Edward Seymour* (which he did acknowledge ſo to be) and did promiſe the ſaid *Sum* ſhould be payed to the ſaid Merchants in part of *Satisfaction* for the ſaid *Stores*, which they did furniſh upon the credit of the ſaid Affirmation and undertaking. He the ſaid *Edward Seymour* did on or about the year One thouſand ſix hundred ſeventy eight, iſſue out and pay the ſaid *Sum* to the Victuallers of the Navy by way of advance, and for proviſions not then brought in, contrary to the true intent and meaning of the ſaid Act; Whereas the ſame by the proviſion of the ſaid Act, ought to have been payed to the Eaſt-land Merchants, who had furniſhed His Majeſty with Flax, Hemp, and other Neceſſaries for the ſaid *Service*; Of which ſaid Deceit and Injuſtice the ſaid *Merchants* did complain in the laſt Parliament.

Thirdly, That the ſaid *Edward Seymour* being Treaſurer of the Navy, and then and ſtill having a *Salary* of 3000*l.* *per Annum* clear

for

for the ſame, did, during the time that he was *Speaker* of the late long Parliament, receive out of the monies appointed for ſecret *Service*, the Yearly *Sum* of 3000 *l.* over and above his ſaid Salary which was conſtantly payed to him, as well during the Intervals as the *Seſſions* of Parliament; and particularly, during the Prorogation of Fifteen months.

Fourthly, That on or about the Eighteenth year of His *Majeſties* Reign, and during a War with the *States* General of the United *Netherlands*; He the ſaid *Edward Seymour*, being then one of the Commiſſioners for Prize Goods, did, Fradulently, Unlawfully, and in Deceipt of His Majeſty, Unlade a certain Prize Ship, taken from the *Subjects* of the ſaid *States*, without any Order or Authority for the ſame, and did Houſe the Lading and Goods of the ſaid *Ship*, and Lock up the ſame without the preſence of any Store-keeper, and did afterwards ſell the ſame, pretending the ſame to be only *Muſcarado Sugars*, and did account with His Majeſty for the ſame as ſuch; Whereas in Truth, the ſaid *Ship* was Laden with *Cochineal* and *Indico*, Rich Merchandiſes of a very great Value.

Veneris 26 *Nov.* 1680.

Reſolved,

THat there is ſufficient Matter in theſe Articles for Impeachment of *Edward Seymour* Eſq; a Member of this Houſe; And that he be Impeached upon theſe Articles.

Sabbati 27 *die Novemb.* 1680.

PEter Elers and *John Bode* did this day take the Oaths of Allegiance and *Supremacy* at the Clerks Table in order to their Naturalization.

A Bill for the taking away of the Court holden before the Preſident and Council in the Marches of *Wales*, was read the firſt time.

Reſolved,

That the Bill be read a Second time on *Wedneſday* Morning next, at Ten of the Clock.

the

The Clerk of the Crown being called in, amended the Return for *Weſtbury* in the County of *Wilts* by Razing out the Names of *Richard Lewis* and *Henry Bertie* Eſquires, and inſerting the Names of *Edward Norton* and *William Trenchard* Eſquires, inſtead thereof.

Mr. *Treby* Reports from the Committee of Elections and Privi'edges That the Committee having taken into their Conſideration the Matter touching the Election for the Burrough of *Wells*, had agreed upon two Reſolves to be Reported to the Houſe, which he read in his Place, & afterwards delivered the ſame in at the Clerks Table, where the ſame being read, are as follows.

Reſolved,

That *Edward Berkley* Eſq; is not duly Elected a Burgeſs to ſerve in this preſent Parliament, for the Burrough of *Wells* in the County of *Somerſet*.

Reſolved,

That *John Hall* Eſq; is duly Elected a Burgeſs to ſerve in this preſent Parliament, for the ſaid Burrough of *Wells*.

The Firſt Reſolve being Read a ſecond time.

Reſolved,

That this Houſe doth agree with the Commitee, that *Edward Berkley* Eſq; is not duly Elected a Burgeſs to ſerve in this preſent Parliament for the Burrough of *Wells* in the County of *Somerſet*

The ſecond Reſolve being Read a ſecond time.

Reſolved,

That this Houſe doth agree with the Committee, That *John Hall* Eſq; is duly Elected a Burgeſs to ſerve in this preſent Parliament for the ſaid Burrough of *Wells*.

The Clerk of the Crown being called in, amended the Return for the ſaid Burrough of *Wells* by razing out the Name of *Edward Berkley* Eſq; and inſerting the Name of *John Hall* Eſq; inſtead thereof.

Ordered,

That Sir *William Waller* be added to the Committee appointed to prepare Evidence againſt the Lords in the *Tower*.

Ordered, That an Humble Application be made to his Majeſtie from this Houſe by ſuch Members thereof as are of His Majeſties moſt Honourable Privy Council, to deſire his Majeſty to grant a full and Gene-

general Pardon to Mr. *Bernard Davis.*

Colonel *Birch* reports from the Committee to whom the conſiderations of the Petition of Sir *Thomas Whitegrave*, *Francis Eld*, and *Sampſon Birch* was referred, That the Committee having Examined the matter relating to *Sampſon Birch*, had Ordered him to make the following Report.

Reſolved, That Mr. *Sampſon Birch* is Guilty of the Information charged againſt him.

That the ſaid *Birch*, Keeper of the Priſon at *Stafford* his ſuffering *Bromage* a Popiſh Prieſt committed to his Cuſtody and Condemned, to walk abroad is contrary to Law.

To which Reſolves the Houſe agreed.

Mr. *Hampden* Reports from the Committee appointed, to prepare an Addreſs to his Majeſty upon the debate of the Houſe, Humbly Repreſenting the Dangerous State and Condition of this Kingdom, in Anſwer to His Majeſties *Me*ſſage relating to *Tangier*; an Addreſs agreed upon by the Committee, which he read in his Place, and afterwards delivered the ſame in at the Clerks Table, where the ſame being read, was, upon the Queſtion agreed to, by the Houſe.

A Meſſage from the Lords, by Sir *Tymothy Baldwyn* & Sir *Samuel Clark*. Mr. *Speaker*

The Lords have appointed a Committee of five Lords, to meet with a Committee of this Houſe to adjuſt the methods and circumſtances in the Tryal of the Lord Viſcount *Stafford* and have Appointed the Five Lords to meet this Afternoon at three of the Clock, in the Inner Court of Wards.

Reſolved,

That a Committee be appointed of Ten Members of this Houſe, to meet the Committee of Lords, to adjuſt the Methods and Circumſtances in the Tryal of the Lord Viſcount *Stafford.*

Ordered,

That ſuch Members of this Houſe as are of His Majeſties Moſt Honourable Privy-Council, be deſired to know his Majeſties pleaſure when this Houſe may attend His Majeſtie with the laſt mentioned Addreſs.

Ordered,

That the Matter touching the Election for *Taunton*, in the County of *Somerſet*, be heard at the Bar of the House, on *Wedneſday* Morning next.

Lunæ 29. *die Novemb.* 1680.

A Bill for aſcertaining Fines upon Convictions for Miſdeameanors, was *R*ead the firſt time.

Reſolved,

That the *B*ill be read a ſecond time.

Ordered,

That a Committee be appointed to prepare and bring in a Bill for the Repeal of part of the Law already made for regulating the Fiſhing in the *R*iver *Severne*.

Ordered,

That the Executors of Sir *Matthew Hale*, late Chief Juſtice of the Court of Kings Bench be deſired to print his Manuſcripts relating to the Crown Law. And a Committee is appointed to take care of the true Printing thereof.

Ordered,

That the ſaid *Edward Brett* of *Staffordſhire* be diſcharged from his further Impriſonment by Order of this Houſe.

Mr. Secretary *Jenkins* acquaints the Houſe, That he having according to the Orders of the Houſe attended His Majeſtie to know his Majeſties Pleaſure when this Houſe ſhould attend him with the Addreſs; His Majeſtie was pleaſed to appoint this Houſe to attend him at three of the Clock this afternoon in the Banquetting *H*ouſe.

And further acquaints the Houſe, that His Majeſtie being humbly moved according to the Order of the Houſe, for a Pardon for *Bernard Dennis*, was graciouſly pleaſed to grant the ſame; and though neither the ſaid *Bernard Dennis*, nor any other by his appointment, did carry on the ſaid Pardon to the *S*eal; yet the ſame, together with the Pardon granted to Mr. *Turbervil* were now ready under the Great Seal; And the directions of the Houſe were deſired, into what hands to put the ſame.

Order-

Ordered,

That the ſaid Pardon be lodged in Mr. *Treyby's* hands for the ſervice of the Houſe, and benefit of the ſaid Perſons.

Ordered,

That the Clerk of this Houſe do *de die in diem* attend the Committee appointed to examine Precedents touching the Committing of Members of this Houſe to the Cuſtody of the Serjeant at Arms, when Impeached in Parliament.

A Petition of Mr. *Thomas Dangerfield* was read.

Ordered,

That a Committee be appointed forthwith to inſpect Mr. *Dangerfield's* Pardon as to the Validity thereof; and likewiſe to examine what Allowances now are, or formerly have been made to Mr. *Dangerfield* from His Majeſty, and to conſider the Alterations and other Circumſtances of his Allowances and to report the ſame to the Houſe.

Ordered,

That the Members of this Houſe do Sit together without mingling with other perſons, in the place prepared for them at the Tryal of the Lord Viſcount *Stafford*, and Mr. *Howard* Captain of the Yeomen of the Guards, is deſired to take care thereof.

HIS
MAJESTIES
Meſſage to the COMMONS in PARLIAMENT.

CHARLES REX.

HIS Majeſtie did in His Speech, at the opening of this Seſſion, deſire the Advice and Aſſiſtance of His Parliament, in relation to Tangier: *The Condition and Importance of the Place obliges His Majeſtie to put this Houſe in mind again, That He relies upon them for the Support of it, without which it cannot be much longer Preſerved. His Majeſty does therfore very earneſtly Recommend* Tangier *again to the due and ſpeedy Conſideration and Care of this Houſe.*

THE

The Humble *ADDRESS* of the *COMMONS* In Parliament Aſſembled, Preſented to His Majeſty. *Munday the* 29th. *day of November.* 1680.

May it pleaſe your Moſt Excellent Majeſtie,

WE Your Majeſties moſt obedient and Loyal Subjects The Commons in Parliament Aſſembled, having with all Duty and Regard taken into our Serious Conſideration Your Majeſties late Meſſage relating to *Tangier*, cannot but account the preſent Condition of it, as Your Majeſtie is pleaſed to Repreſent it in Your ſaid Meſſage, (after ſo vaſt a Treaſure expended to make it Uſeful) not only as one infelicity more added to the afflicted Eſtate of your Majeſties faithful and Loyal Subjects But as one reſult alſo of the ſame Counſels and Deſigns which have brought Your Majeſties Perſon ; Crown and Kingdoms into thoſe great and imminent Dangers, with which at this day they are ſurrounded ; And we are the leſs ſurprized to hear of the Exigencies of *Tangier*, when we remember that ſince it became part of Your Majeſties Dominions, it hath ſeveral times been under the Command of popiſh Governours, (particularly under Command of a Lord Impeached , and now Priſoner in the *Tower* for the Execrable and Horrid Popiſh Plot) That the Supplies ſent thither have been in great part made up of Popiſh Officers and Soldiers and that the *Iriſh* Papiſts among the Soldiers of that Garriſon, have been the Perſons moſt Countenanced and Encouraged.

To that part of your Majeſties *Meſſage* which expreſſes a reliance upon this Houſe for the ſupport of *Tangier*, and a recommendation of it to our ſpeedy care, We do with all humility and reverence give this Anſwer, That although in due Time and Order, We ſhall omit nothing incumbent on Us for the preſervation of every part of your *Majeſties* Dominions, and advancing the proſperity and flouriſhing Eſtate of this your Kingdom ; yet at this time, when a Cloud which has long threatned

ned this Land, is ready to break upon our heads in a storm of Ruine and Confusion, to enter into any further consideration of this matter; especially to come to any Resolutions in it, before We are effectually secured from the imminent and apparent Dangers arising from the Power of Popish *P*ersons and Councils, We humbly conceive will not consist either with Our *D*uty to Your *M*ajesty, or the Trust reposed in Us by those We represent.

It is not unknown to your Majesty how restless the Endeavours, and how bold the Attempts of the Popish Party, for many years last past, have been, not only within this but other your Majesties Kingdoms, to introduce the Romish, and utterly to extirpate the true Protestant Religion. The several Approaches they have made towards the compassing this their Design (assisted by the Treachery of perfidious Protestants,) have been so strangely successful, that tis matter of Admiration to Us, and which we can only ascribe to an Over-ruling Providence, that your Majesties Reign is still continued over Us, and that We are yet assembled to consult the means of our preservation; This bloody and restless Party not content with the great Liberty they had a long time enjoyed to exercise their own Religion privately amongst themselves, to pertake of an equal Freedom of their persons and Estates with your Majesties Protestant Subjects, and of an Advantage above them, in being excused from chargeable Offices and Employments hath so far prevailed, as to find countenance for an open and avowed practice of their *S*uperstition and Idolatry, without controul, in several parts of this Kingdom. Great swarms of Priests and Jesuits have resorted hither, and have here exercised their Jurisdiction, and been daily tampering to pervert the Consciences of your *M*ajesties Subjects. Their Opposers they have found means to disgrace, and if they were Judges, Justices of the Peace, or other Magistrates, to have them turned out of Commission; and in contempt of the known Laws of the Land they have practised upon people of all ranks and qualities, and gained over divers to their Religion; some openly to profess it, others secretly to espouse it, as most conduced to the service thereof.

After some time they became able to influence matters of State and Government, and thereby to destroy those they cannot corrupt. The con-

continuance or Prorogation of Parliaments has been accommodated to ſerve the purpoſes of that Party. Money raiſed upon the People to ſupply your *Majeſties* extraordinary Occaſions, was by the preva'ence of Popiſh Councils imployed to make War upon a Proteſtant State, and to advance and augment the dreadfull Power of the French King though to the apparent hazard of this, and all other Proteſtant Countries. Great numbers of your Majeſties Subjects were ſent into, and continued in the ſervice of that King, notwithſtanding the apparent Intereſt of your Majeſties Kingdoms, the Addreſſes of the Parliament, and your *Majeſties* gracious Proclamations to the contrary. Nor can We forbear to mention, how that at the beginning of the ſame War, even the *Miniſters* of *England* were made Inſtruments to preſs upon that State, the acceptance of one demand, among others, from the French King for procuring their peace with him, that they ſhould admit the publick exerciſe of the Roman Catholick Religion in the United Provinces, the Churches there to be divided, and the Romiſh Prieſts maintained out of the publick Revenue.

At home, if Your Majeſty did at any time by the Advice of Your Privy-Council, or of Your two Houſes of Parliament, Command the Laws to be put in Execution againſt Papiſts, even from thence they gained advantage to their Party, while the edge of thoſe Laws was turned againſt Proteſtant Diſſenters, and the Papiſts eſcaped in a manner untoucht. The Act of Parliament, enjoining a Teſt to be taken by all Perſons admitted into any Publick Office and intended for a ſecurity againſt Papiſts comeing into Employment, had ſo little effect, that either by Diſpenſation, obtained from *Rome*, they ſubmitted to thoſe Teſts, and held their Offices themſelves, or thoſe put in their places, were ſo favourable to the ſame Intereſts, that Popery it ſelf has rather gained than loſt ground ſince that Act.

But that their buſineſs in hand might yet more ſpeedily and ſtrongly proceed, at length a Popiſh *Secretary* (ſince Executed for his Treaſons) takes upon him to ſet a foot and maintain correſpondencies at *Rome* (particularly with a Native Subject of Your Majeſties, promoted to be a Cardinal) and in the Courts of other Foreign Princes (to uſe their own form of *Speech*) for the ſubduing that Peſtilent

[Here-

Hereſie, which has ſo long domineered over this Northern World; that is, to root the Proteſtant Religion out of *England*, and thereby to make way the more eaſily to do the ſame in other Proteſtant Countries.

Towards the doing this great Work, (as Mr. *Colman* was pleaſed to called it) Jeſuits (the moſt dangerous of all Popiſh Orders to the Lives and Eſtates of *P*rinces) were diſtributed to their ſeveral *P*recincts within this Kingdom, and held joint Councils with thoſe of the ſame Order in all Neighbour *P*opiſh Countries: Out of theſe Councils and correſpondencies was hatcht that damnable and helliſh Plot, by the good Providence of Almighty God brought to light above two Years ſince, but ſtill threatning us; wherein the Traytors impatient of longer delay, reckoning the prolonging of Your *S*acred Majeſties Life (which God long Preſerve) as the Great Obſtacle in the way to the Conſummation of their hopes, and having in their proſpect a *P*roſelyted *P*rince immediately to ſucceed in the Throne of theſe Kingdoms, reſolved to begin their Work with the Aſſaſſination of Your Majeſty, to carry it on with Armed Force, to deſtroy Your Proteſtant *S*ubjects in *England*, to Execute a ſecond Maſſacre in *Ireland*, and ſo with eaſe to arrive at the *S*uppreſſion of our Religion, and the Subverſion of the Government.

When this *A*ccurſed Conſpiracy began to be diſcovered, they began the ſmothering it with the Barbarous *M*urther of a Juſtice of the *P*eace, within one of Your Majeſties own *P*allaces, who had taken ſome Examinations concerning it.

Amidſt theſe diſtractions and fears, *P*opiſh Officers, for the Command of Forces were allowed upon the Muſters by ſpecial Orders (ſurreptitiouſly obtained from Your Majeſty) but Counter-*S*igned by a *S*ecretary of *S*tate without ever paſſing under the Teſts perſcribed by the aforementioned Act of Parliament. *I*n like manner above fifty new Commiſſions were granted about the ſame time to known *P*apiſts, beſides a great number of deſperate *P*opiſh Officers, though out of Command, yet entertained at half pay. When in the next *P*arliament the Houſe of Commons were prepared to bring to a legal Tryal the principal Conſpirators in this *P*lot, that *P*arliament was firſt *P*rorogued, and then Diſſolved. The Interval between the Calling and Sitting of this *P*arliament was ſo long,

long, that now they conceive hopes of Covering all their paſt Crimes and gained a ſeaſonable time and advantages of practiſing them more effectually.

Witneſſes are attempted to be corrupted, and not only promiſes of Reward, but of the Favour of Your Majeſties Brother, made the Motives to their Compliance. Divers of the moſt conſiderable of Your Majeſties Proteſtant Subjects have Crimes of the higheſt nature forged againſt them, the Charge to be ſupported by *Subornation* and Perjury, that they may be deſtroyed by Forms of Law and Juſtice.

A Preſentment being prepared for a Grand Jury of *Middleſex*, againſt Your Majeſties ſaid Brother the Duke of *York*, (under whoſe Countenance all the reſt ſhelter themſelves) the Grand Jury were in an unheard of, and unpreſidented, and illegal manner diſcharged; and that with ſo much haſte, and fear leſt they ſhould finiſh that *Preſentment*, that they were prevented from delivering many other *Indictments* by them at that time found againſt other Popiſh Recuſants. Becauſe a Pamphlet came forth Weekly, called, *The Weekly Packet of Advice from Rome*, which expoſes Popery (as it deſerves) as ridiculous to the people, a new and arbitrary Rule of Court was made in Your *Ma*jeſties Court of Kings Bench (rather like a Star-Chamber, than a Court of Law) That the ſame ſhould not for the future be Printed by any perſon whatſoever.

We acknowledge Your Majeſties Grace and Care in iſſuing forth divers Proclamations ſince the *Diſcovery* of the Plot, for the Baniſhing Papiſts from about this Great City, and Reſidence of Your Majeſties Court, and the Parliament; but with trouble of mind We do humbly inform Your Majeſty, That notwithſtanding all theſe prohibitions, great Numbers of them, and of the moſt dangerous ſort, to the Terrour of Your Majeſties Ptoteſtant Subjects, do daily reſort hither, and abide here. Under theſe and other ſad Effects and Evidences of the prevalency of Popery, and its Adherents, We Your Majeſties faithful Commons found this Your Majeſties Diſtreſſed Kingdom, and other parts of Your Dominions labouring, when We aſſembled.

And therefore from our Allegiance to Your Majeſty, our Zeal to our Religion, our Faithfulneſs to our Countrey, and our Care of *Poſterity*,

We have lately, upon mature deliberation, propoſed One Remedy of theſe Great Evils, without which (in our Judgments) all others will prove vain and fruitleſs, and (like all deceitful Securities againſt certain Dangers) will rather expoſe Your Majeſties perſon to the greateſt hazard, and the people, together with all that's valuable to them as Men or Chriſtians, to utter Ruin and *Deſtruction*. We have taken this Occaſion of an Acceſs to Your Majeſties Royal preſence, humbly to lay before Your Majeſties great Judgment and Gracious Conſideration this moſt dreadful Deſign of Introducing popery, and, as neceſſary Conſequences of it, all other Calamities, into Your Majeſties Kingdom. And if after all this, the private *Suggeſtions* of the ſubtle Accomplices of that party and deſign ſhould yet prevail, either to Elude or Totally Obſtruct the faithful Endeavours of Us Your Commons for an *Happy Settlement* of this Kingdom, We ſhall have this Remaining comfort, That We have freed our ſelves from the Guilt of that Blood and Deſolation which is like to enſue. But our only Hope, next under God, is in Your *Sacred Majeſty*, That by Your Great Wiſdom and Goodneſs, We may be effectually ſecured from Popery, and all the Evils that attend it, and that none but perſons of known Fidelity to Your Majeſty, and Sincere Affections to the Proteſtant Religion, may be put into any Employment, Civil or Military; that whilſt We ſhall give a *Supply* to *Tangier*, We may be aſſured, We do not Augment the *Strength* of our *Popiſh* Adverſaries, nor encreaſe our own Dangers. Which Deſires of Your faithful Commons, if Your Majeſty ſhall graciouſly vouchſafe to grant, We ſhall not only be ready to aſſiſt Your Majeſty in Defence of *Tangier*, but do whatſoever elſe ſhall be in our power to enable Your Majeſty to protect the *Proteſtant* Religion and Intereſt, at Home and Abroad, and to *Reſiſt* and *Repel* the Attempts of Your Majeſties and the Kingdoms Enemies.

Martis

Martis 30 *die Novemb.* 1680.

Ordered,

THat the *Serjeant* at Arms attending this Houſe, do go with his Mace and Summon all the *Members* of this Houſe that are in or about *Weſtminſter*-Hall, immediatly to attend the *Service* of the Houſe.

Ordered,

That the Committee to whom the Conſideration of Mr. *Dangerfields* Pardon and Allowances from His Majeſtie is Referred be Revived, and have Power to ſend for *Perſons*, Papers and Records.

Then Mr. *Speaker* left the Chair.

And a Committee of the Commons managed the *Impeachment* againſt *William* Viſcount *Stafford*, in the Name of all the Commons of *England*, before the Lords in Parliament.

And the Managers this day inſiſted upon the general Evidence, to prove the *Popiſh* Plot againſt the King's perſon, the Proteſtant Religion and Government.

Poſt Meridiem.

The Committee of the Commons returning to the Houſe,

Mr. *Speaker* reſumed the Chair.

Then the Houſe Adjourned to Eight of the Clock to Morrow Morning.

Mercurii 1 *die Decemb.* 1680.

A Meſſage from the Lords, by Sir *Timothy Baldwin* and Sir *Samuel Clark*.

Mr. Speaker.

The Lords have ſent Us to acquaint this Houſe, that they intend to proceed to the Tryal of *William* Viſcount *Stafford* at Ten of the Clock this morning in *Weſtminſter-Hall.*

A Petition of *Samuel Gibbs*, Mayor of *Weſtbury* in the County of *Wilts*, being in cuſtody of the *S*erjeant at Arms, attending this Houſe, being preſented to the Houſe,

Ordered,

That the ſaid Petition do lye upon the Clerks Table, in order to the Reading thereof in a full Houſe.

Ordered,

That the matter touching the election for *Taunton* in the County of *Somerſet* be heard at the Bar of this Houſe on *Saturday* morning next.

Ordered,

That the Bill for taking away the Court holden before the Preſident and Council in the *M*arches of *Wales*, be read a *S*econd time on *Friday* morning next.

Ordered,

That the Bill for the better ſecuring the payment of an Annuity or Rent Charge of 130 *l. per annum*, out of the Mannors and Farms of *Bex-hill* and *Cowding* in the County of *Suſſex*, to the uſe of the poor of ſeveral Pariſhes in the County of *Surry*, be Read on *Friday* morning next.

Ordered,

That *Mr. John Farington* a member of this Houſe have leave to go into the Country for Recoverie of his Health.

Then *Mr. S*peaker left the Chair.

The managers appointed by the Commors proceeded to the particular evidence againſt the Lord Viſcount *Stafford* before the Lords in Parliament, and having produced and Examined ſeveral Witneſſes to prove the Impeachment againſt him. At the deſire of the Lord *Stafford* he had time to make his further defence to morrow *M*orning.

Poſt

Poſt Meridiem.

The Committee of the Commons return to the Houſe.

Mr. *S*peaker reſumed the Chair.

A Meſſage from the Lords by Sir *Timothy Baldwin* and *S*ir *Samuel Clark.*

Mr. Speaker,

The Lords have ſent Us to acquaint this Houſe that they have ordered the Priſoner *William* Viſcount *Stafford*, to be brought to the Bar in *Weſtminſter-Hall* to morrow morning at Ten of the *C*lock.

Ordered,

That all Committees be adjourned.

And then the Houſe Adjourned to eight of the clock to morrow morning.

Jovis 2. *die Decemb.* 1680.

I *John van Hattem* and *William Henry Corneliſſen* this day took the Oaths of Allegiance and Supremacy in order to their Naturalization.

A Bill for the Naturalization of *Peter Elers* and others, was Read the Firſt time.

Reſolved,

That the Bill be Read a Second time.

Ordered,

That *Edward Kynaſton* Eſq; a Member of this Houſe have leave to go into the *C*ountry for *R*ecovery of his Health.

A Petition of *John Dandridge*, being in Cuſtody of the Searjeant at Arms attending this Houſe, was Read.

Ordered,

That the ſaid *John Damdridge* be diſcharged from his Confinment Complaint being made to the Houſe of a Breach of Priviledge committed by Mr. *Knevet Haſtings*, in Striking and Wounding the *S*ervant

want of *Hender Roberts* Esq; a member of this House,

Ordered.

That the said *Knevet Hastings* be sent for in custody of the Serjeant at Arms attending this House, to answer for the said Breach of Priviledge by him Committed.

Ordered,

That nothing that hath been, or shall be said by any Member of this *H*ouse, or by any Person that shall be produced as a witness in behalf of the Commons of *England* in the Tryal of *William* Viscount *Stafford*, be Printed or Published, without the leave of this House.

A Petition of *Griffith Jones* Esq; touching the Election for the Town of New *Radnor* in the *C*ounty of *Radnor*, was Read.

Ordered,

That the said Petition be Referred to the *C*onsideration of the *C*ommittee of Elections and Priviledges, who are to Examine the Matter thereof, and to report the same with their Opinions therein, to the House.

Mr. *Speaker* left the *C*hair.

And the *C*ommittee of the *C*ommons Proceeded in the management of the Evidence, upon the *I*mpeachment of *William* Viscount *Stafford.*

Post Meridiem.

The *C*ommittee of the *C*ommons, return to the House.

Mr. *Speaker* resumed the *C*hair.

A Message from the Lords, by Sir *Timothy Baldwin* and Sir *Samuel Clark.*

Mr. Speaker.

The Lords have sent Us to acquaint this house, That they have Ordered the Prisoner *William* Viscount *Stafford*, to be brought again to his Tryal at the Bar in *Westminster*-Hall to Morrow morning at Ten of the *C*lock.

Mr.

Mr. Secretary *Jenkins* acquaints the Houſe, That his Majeſty had Commanded him to Communicate to the *Houſe* a Letter written by Dr. *Lamphire*, Principal of *Hart*-Hall in *Oxford*, directed to Mr. Secretary, giving an account, That one *William Pickering* a Taylor at *Wheatly* in the County of *Oxon* and Brother to *Pickering* that was Executed for the Horrid *Popiſh Plot*, had ſpoken theſe Words, *viz.* That if the King ſhould Try the Lords, he ſhould not live half a year after; and that the ſaid *Pickering* was Committed to *Oxford* Goal by the ſaid Doctor *Lamphire*.

Which Letter was Read to the Houſe.

Ordered,

That the Thanks of this Houſe be humbly preſented to his Majeſtie, by ſuch members thereof as are of His *Majeſties* Moſt *Honourable* Privy Council, for this His Majeſties Gracious Communication.

Ordered,

That the ſaid *William Pickering* be forthwith brought up to the Bar of this Houſe, to Anſwer this high Charge.

Ordered.

That the further Conſideration of this Matter be Adjourned to, to morrow morning.

Veneris 3 *die* Decemb. 1680.

A Petition of *Richard Rawlins*, in cuſtody of the Serjeant at Arms attended this Houſe.

Ordered,

That the ſaid *Rich Rawlins* be diſcharged from his Impriſonment.

A Bill for takeing away the Court holden before the Preſident and Council in the Marches of *Wales* was read a Second time.

Ordered,

That the adjourned debate touching the information yeſterday communicated to this Houſe from his Majeſtie, be reſumed this afternoon, when the Committee of this Houſe returns from the Tryal of *William* Viſcount *Stafford*, and that the Serjeant at Armes attending this Houſe, do give the Members of this *Houſe* notice theteof in the mean time.

A Petition of *John Hutchinſon* Eſq; in cuſtody of the Serjeant at Armes was read.

Ordered

Ordered,
That the ſaid Mr. *Hutchinſon* be brought to the Bar of this *H*ouſe to morrow morning at Ten of the Clock.

Ordered,
That *Edward Vaughan* Eſq; be added to the Committee appointed to prepare Evidence againſt the Lords in the *Tower*.

Mr. *Speaker* left the Chair,

And the Committee of the Commons did proceed in the *M*anagement of the Impeachment againſt *William* Viſcount *Stafford*, before the Lords in Parliament.

Poſt Meridiem.

The Committee of the Commons returned to the Houſe.

Mr. Speaker reſumed the Chair.

Ordered,
That Collonel *Stawell* a member of this Houſe have leave to go into the Countrey for recovery of his health.

A meſſage from the Lords by Sir *Timothy Baldwin* and Sir *Samuel Clark*.

Mr. Speaker,

The Lords have ſent Us to acquaint this Houſe, that they have ordered *William* Viſcount *Stafford* to be brought again to his Tryal at the Bar in *Weſtminſter-Hall* to morrow morning at Ten of the Clock.

Ordered,
That the Adjourned Debate relating to the Information Yeſterday Communicated to this *H*ouſe from his Majeſtie; be further Adjourned to *Monday* morning next at Ten of the Clock.

Die

Die Veneris 30. *Decembris* 1680.

Ordered by the Lords Spiritual and Temporal in Parliament Assembled that all Persons, as well Peers as others, that are Papists, and now in or about the Cities of *London* or *Westminster*, be, and are hereby Required forthwith to Depart from the same, at their Peril of undergoing the utmost Punishment as can be by Law Inflicted upon them for their Disobedience herein.

And further, That this Order be forthwith Printed and Published, to the end all Persons concerned may take notice thereof.

Jo: *Browne*. Cleric:
Parliament.

Sabati 4. *Die Decem.* 1680

Ordered,

THat Mr. *Sanderson* a Member of this House have leave to go into the Country, for recovery of his health.

Ordered,

That Mr. Secretary *Jenkins* be added to the Committee, to whom the Bill for taking away the Court holden before the President and Council, in the Marches of *Wales*, is committed.

Ordered,

That the Matter touching the Election for the Town of *Taunton* in the County of *Somerset* (which was appointed for this day) be heard at the Bar of this House, on *Tuesday* morning next.

A Bill for the better securing the payment of an annuity or Rentcharge of 130 *l. per annum*. out of the Mannors and Farms of *Bexhill* and *Cowding* in the County of *Sussex*, to the Use of the Poor of several Parishes in the County of *Surrey*, was Read the first time.

Resolved,

That the said Bill be Read a second time.

Mr. *Speaker* left the Chair.

And the Committee of the Commons Proceeded in the Management of the Impeachment against *William* Viscount *Stafford*, before the Lords in Parliament.

Poſt Meridiem.

The Committee of the Commons returned to the Houſe.

Mr. *S*peaker reſumed the Chair.

The Houſe being Informed, That Mr. *William Stawell*, in Cuſtody of the *S*erjeant at Arms Attending this Houſe, is ſick and not able to Appear before this Houſe.

Ordered,

That Mr. *Stawell* have a Months time given him for ſuch his appearance.

A Meſſage from the Lords by *S*ir *Timothy Baldwyn* and Sr. *Samuel Clarke*,

Mr Speaker.

The Lords have ſent us to acquaint this Houſe, That they have Ordered-*William* Viſcount *Stafford* to be brought again to the Bar in *Weſtminſter* Hall, on Monday Morning next, at Ten of the Clock.

Lunæ 6. *die Decemb.* 1680.

John Loos did this day take the Oaths of Allegiance and *S*upremacy, in order to his Naturalization.

Ordered,

That Mr. *Edward Noſworthy*, the Younger, and Mr. *Serjeant Rigby* Members of this Houſe, have leave to go into the Country.

A Petition of *Knyvet Haſtyngs* Eſq; in Cuſtody of the Serjeant at Arms Attending this Houſe was Read.

Ordered

That the ſaid Mr. *Haſtings* be diſcharged from any further Confinement.

A Petition of *Richard Thompſon* Clerk, in Cuſtody of the *S*erjeant at Arms Attending this Houſe, being preſented to the Houſe,

Ordered,

That the ſaid Petition do lye upon the Clerks Table.

Mr. *Speaker* left the Chair.

And

And the Committee of the Commons did Proceed in the Management of the Impeachment againſt *William* Viſcount *Stafford*, before the Lords in Parliament,

Poſt Meridiem.

The Committee of the Commons returned to the Houſe.

Mr. Speaker reſumed the Chair.

Ordered,

That the Name of *John Loos*, who this day took the Oaths of Allegiance and Supremacy, be inſerted in the Bill of Naturalization.

A Meſſage from the Lords by Sir *Timothy Baldwyn* and Sir *Samuel Clarke*.

Mr. *Speaker*,

The Lords have Commanded us to acquaint this Houſe, that they have Appointed *William* Viſcount *Stafford* to be brought to the Bar in *Weſtminſter-Hall*, to morrow morning an Ten of the Clock, to hear Judgment.

Reſolved *Nemine Contradicente*,

That this Houſe will go to morrow morning with their *Speaker*, to the Bar of the Houſe of Lords, and Demand Judgment upon the Impeachment of the Commons of *England*, againſt *William* Viſcount *Stafford*.

Ordered,

That no Member of this Houſe do go into the Court in *Weſtminſter-Hall* to morrow morning, before this Houſe ſhall have demanded Judgment at the Bar of the Lords, upon the Impeachment of the Commons of *England*, againſt *William* Viſcount *Stafford*, and that Mr. *Howard* have notice hereof.

Martis 7 die Decemb. 1680.

William Leonardſon Robolt did this day take the Oaths of Allegiance and Supre macy, in Order to his Naturalization.

Mr. *Speaker* left the Chair.

The Committee of the Commons Appointed for the Mangement of the Impeachment againſt *William* Viſcount *Stafford*, were preſent at the Court in *Weſtminſter-Hall*, when the Lords found *William*

Viſcount *Stafford* guilty of the High-Treaſon whereof he ſtands Impeached.

The Committee of the Commons returned to the Houſe.

Mr. *Speaker* reſumed the Chair.

The Houſe then with Mr. *Speaker* went up to the Bar of the Lords Houſe and by Mr. *Speaker* demanded Judgment of High-Treaſon againſt *William* Viſcount *Stafford*, upon the Impeachment of the Commons of *England* in Parliament, in the Name of the Commons in Parliament, and of all the Commons of *England*.

The Houſe being returned,

Ordered, That Doctor *Burnett* be deſired to Preach before this Houſe at St. *Margarets Weſtminſter*, upon the Faſt day, Appointed by His Majeſties Proclamation; and Colonel *Titus* is deſired to acquaint him therewith.

Ordered, That Doctor *Spratt* be likewiſe deſired to Preach before this Houſe on the ſame day; and Sir *John Trevor* is deſired to Acquaint him therewith.

A *Meſſage* from the Lords by Sir *Timothy Baldwyn* and Sir *Samuel Clark*.

Mr. Speaker, We are commanded by the Lords to acquaint this Houſe, that their Lordſhips are going preſently into *Weſtminſter-Hall* to give Judgment againſt *William* Viſcount *Stafford*.

Mr. Speaker, left the Chair.

The Committee of the Commons appointed for the management of the Impeachment againſt *William* Viſcount *Stafford*, were preſent at the Court in *Weſtminſter-Hall*, when the Lords gave Judgment of High-Treaſon againſt *William* Viſcount *Stafford*, upon the Impeachment of the Commons.

The Committee of the Commons returned to the Houſe.

Mr. *Speaker* reſumed the Chair.

Ordered, That the Name of *William Leonardſon Robolt*, who this day took the Oaths of Allegiance and Supremacy, be inſerted in the Bill of Naturalization.

Mercurii. 8 die Decemb. 1680.

John Woder and *John Oort* did this day take the Oaths of Allegiance and Supremacy at the Clerks Table, in order to their Naturalization

Ordered,

Ordered, That the Names of the ſaid *John Woder* and *John Oort* be inſerted in the Bill of Naturalization.

The Houſe being informed that Sir *John Cutler*, who is returned as one of the Burgeſſes to Serve in this Parliament for the Burtough of *Taunton* in the County of *Somerſet* is ſatisfied that he is not duly Elected a Burgeſs to Serve for the ſaid Burrough, and that his Council was Attending at the Door, ready to acknowledge the ſame.

The Council for the ſaid Sir *John Cutler*, as likewiſe the Council for *Edmund Prideaux* Eſq; & the Council for the ſaid Burrough being called in, and the Council for the ſaid Sir *John Cutler* admitting that *Edmund Prideaux* Eſq; is duly Elected a Burgeſs to Serve for the ſaid Burrough.

Reſolved, &c. That Sir *John Cutler* is not duly Elected a Burgeſs to Serve in this preſent Parliament, for the ſaid Burrough of *Taunton*.

Reſolved, &c. That *Edmund Prideaux* Eſq; is duly Elected a Burgeſs to Serve in this preſent Parliament, for the ſaid Burrough of *Taunton*.

The Clerk of the Crown being called in, Amended the Return for *Taunton*, by razing out the Name of Sir *John Cutler*, and inſerting the Name of *Edmond Prideaux* Eſq; in the room thereof, in the Indenture.

Ordered, That Mr. *Bridſtock Hartford* and Mr. *John Booth* Members of this Houſe, have leave to Repair in to the Country.

Reſolved, &c. That this Houſe be called over the Firſt Tueſday in *January* next, and that ſuch Members as ſhall then make default in Attending the Service of the Houſe be ſent for in Cuſtody of the Serjeant at Arms.

Ordered, That Mr. *Speaker* be deſired to ſend his Letters to the ſeveral Sheriffs of the reſpective Counties and to the ſeveral Mayors, Bayliffs and other Proper Officers of the ſeveral Cities, Burroughs, Corporations and Cinque Ports of this Kingdom, requiring them to give notice to all ſuch Members of this Houſe that ſerve for ſuch Reſpective Places, as have Abſented themſelves from the Service of this Houſe without Leave, to attend the Houſe within Ten dayes from this day.

Ordered, That the Chairman of the Committee of Elections and Priviledges do Report the Matter touching the Election for the Burrough

rough of *Agmondiſham* in the County of *Bucks* to *M*orrow Morning.

A Petition of *Sampſon Birch* in Cuſtody of the Serjeant at Arms attending this Houſe was Read.

Ordered, That the ſaid *Sampſon Birch* be brought to the Bar, and and do receive the Cenſure of this Houſe upon his knees from Mr. *Speaker*, and be then diſcharged, paying his Fees, which was done accordingly.

Sir *Richard Corbet* Reports from the Committee of Elections and Privi'edges, to whom the Matter touching the Election and Return for the Burrough of *Eye* in the County of *Suffolk*, was Referred, that the Committee, having taken the ſame into conſideration, had agreed upon certain *R*eſolves which he Read in his Place, and afterwards Delivered the ſame in at the Clerks Table, where the ſame being Read are as follows, *viz.*

Reſolved, &c. That *Charles Fox* Eſq: is duly Elected a Burgeſs to ſerve in this preſent Parliament for the ſaid Burrough of *Eye*.

Reſolved, &c. That *George Walſh* Eſq: is duly elected a Burgeſs to ſerve in this preſent Parliament for the ſaid Burrough of *Eye*. In which Reſolves the Houſe agreed with the Committee.

Ordered, That the Clerk of the Crown do attend to morrow morning, to amend the Return for the ſaid Burrough.

The *H*ouſe taking Notice of ſeveral abuſes and Miſdemeanors committed in the ſaid election.

Ordered, That a Committee be appointed to examine the ſaid abuſes and Miſdemeanors, and to Report the ſame with their Opinions therein, to the Houſe.

Ordered, That Mr. *Speaker* do Iſſue out his Warrant to the clerk of the Crown to make out a New Writ for the election of a Burgeſs to ſerve in this preſent Parliament, for the Burrough of *Ipſwich*, in the County of *Suffolk*, in the room of *Gilbert Lindſield* Eſq: deceaſed.

A Petition of *Sir Thomas Whitgrave*, in cuſtody of the *S*erjeant at Arms attending this Houſe, was Read.

Ordered, That the ſaid Sir *Thomas Whitgrave*, be brought to the Bar, and do receive the cenſure of the Houſe upon his Knees from *Mr. Speaker*, and be then diſcharged of his confinement, paying his Fees, which was done accordingly.

A Petition of *John Hutchinſon* Eſq: in cuſtody of the Serjeant at Arms attending this Houſe, was Read.

Ordered, That the ſaid *John Hutchinſon* be brought to the Bar: and do receive the cenſure of this Houſe upon his Knees from *Mr. Speaker*, and be then diſcharged of his confinement, paying his Fees; which was done accordingly.

A Petition of *Henry Walrond*, in cuſtody of the Serjeant at Arms attending the Houſe, was Read.

Ordered, That the ſaid *Mr. Wallrond*, have time to appear at the Bar of this Houſe, to the 3*d* day of *January* next.

A Petition of *Samuel Gibs* late *Mayor* of *Weſtbury* in the County of *Wilts*, in the cuſtody of the Serjeant at Arms was Read,

Ordered, That this Petition be taken into Conſideration on *Saturday Morning* next at Ten of the *Clock*.

Ordered, That *William Tyler* Eſq; be ſent for in *Cuſtody* of the Serjeant at Arms attending this Houſe, to anſwer at the Bar for a breach of Priviledge by him committed againſt this Houſe.

A Petition of *Richard Thompſon Clerk*. in *Cuſtody* of the Serjeant at Arms, was *Read*.

Ordered, that the *Conſideration* of this Petition, as alſo of the Matter of the *Complaint* for which the ſaid *Richard Thompſon* ſtands *Committed*, be referred to a *Committee* to Report the ſame with their Opinions therein, to the Houſe.

A Petition of *William Jordan*, in *Cuſtody* of the Serjeant at Arms, was Read.

Ordered, That the ſaid *William Jordan* be brought to the Bar, and do receive the Cenſure of this Houſe upon his Knees from Mr. *Speaker*, and be then diſcharged of his *Confinement*; which was accordingly done.

Ordered, That Mr. *Earl* a Member of this *Houſe*, have leave to go in to the *Country* for Recovery of his health.

Jovis

Jovis 9 die Decemb. 1680.

Ordered.

THat a Commitee be Appointed to Inſpect the Act made for the Erecting and Eſtabliſhing the Poſt-Office, and to bring in a Bill or or Bills for Regulating the Poſt-Office.

Ordered.

That Mr. *John Grey* and Mr. *Nicholas Herle* Members of this Houſe, have leave to go into the Country.

Ordered.

That a Committee be Appointed to prepare and bring in a Bill for Regulating the Coynage, and for continuance of the Law made concerning Coynage.

Ordered.

That Mr. *Woolrich* a Member of this Houſe, have leave to repair into the Country for his health.

Sir *Richard Corbet* Reports from the Commitee of Elections and Priviledges, to whom the matter of the Election for the Burrough of *Rygate* in the County of *Surrey* was committed, that the Committee haveing taken the ſame into their Conſideration, had agreed upon the following Reſolves;

Reſolved &c.

That *Ralph Freeman* Eſq; is not duly Elected a Burgeſs to ſerve in this preſent Parliament, for the Burrough of *Rygate* in the County of *Surrey*.

Reſolved.

That *Dean Goodwin* Eſq; is duly Elected a Burgeſs to ſerve in this preſent Parliament, for the Burrough of *Rygate* in the County of *Surrey*.

To which Reſolves the Houſe agreed.

A Motion being made to the Houſe, that Sir *William Spring* a Member of this Houſe, have leave to go into the Country;

It was Reſolved upon a Queſtion, in the Affirmative.

A Bill for Exporting Leather was Read a Second time and committed.

The Clerk of the Crown being called in, Amended the Return for the *B*urrough of *Eye* in the County of *Suffolk*, by taking off the In-

den-

denture whereby Sir *Charles Gaudy* and Sir *Robert Reeve* were Returned.

Ordered, That the Clerk of the Crown do Attend to morrow morning, to Amend the *Return* for *Rygate* in the County of *Surrey*.

Colonel *Birch* Reports from the Committee Appointed to Examine the matter of the Information given to this Houſe by Mr. *Peter Norris* That the Committee having taken the ſame into their Conſideration, had not thought fit to come to any Reſolution therein, but had Ordered him to Report the matter ſpecialy; which was Reported accordingly.

Ordered, That Mr. *Sherridon* and Mr. *Day* be forthwith brought in Cuſtody of the Serjeant at Arms, to the Bar of this Houſe.

Ordered, That a Committee be Appointed forthwith to ſearch the Papers of the ſaid Mr. *Sherridon* and *Mr. Day*, and to Report the ſame to the Houſe.

A Motion being made to the Houſe, That the Matter touching the Election for the City of *Gloceſter*, be appointed to be heard before the Committee of Elections and Priviledges, on the Third day of *January* next.

Ordered,

That the Conſideration of this Motion be referred to the Committee of Elections and Priviledges.

Ordered,

That the Matter of the Complaint made againſt *Mr. Tyler*, be referred to the Committee of Priviledges to Examine the ſame; And they are to proceed therein in the firſt place, and make Report thereof, to the Houſe.

Ordered,

That the further Conſideration of the whole Matter upon the ſaid Special Report, be Adjourned to Ten of the Clock to morrow morning.

Ordered,

That Mr *Sherridon* and Mr. *Day*, do ſeverally continue in Cuſtody of the Serjeant at Arms, during the pleaſure of this Houſe, and that no Perſon be Admitted to come to them, but ſuch as ſhall have occaſion to bring them neceſſaries.

Veneris 10. *die Decemb.* 1680.

A Bill for Naturalization of *Peter Elers* and others, was Read a Second time;

Reſolved,

That the ſaid Bill be Committed.

Ordered,

That Mr. *Heming* and Sir *William Yorke* Members of this Houſe have leave to go into the Country.

Ordered,

That the Order of this Houſe made on *Wedneſday* laſt, for Summoning ſuch Members as have abſented themſelves without the leave of the Houſe, to attend within Ten Days, That the time be extended to Ten Days from *Saturday* next.

The Clerk of the Crown being called in, Amended the Return for the Burrough of *Rygate* in the County of *Surry*, by razing out the Name of *Ralph Freeman* Eſq; and inſerting the Name of *Dean Godwin* Eſq; in the Indenture.

Mr. *Trenchard* Reports from the Committee appointed to enquire after all ſuch *Perſons*, as have offended againſt the Right of the Subject to Petition His Majeſty for the *Sitting* of Parliaments; That the *Committee* had agreed upon the following Reſolve which he Read in his Place, and afterwards delivered it in at the Clerks Table, where the ſame being Read, is as followeth, *viz.*

Reſolved, &c.

That *Captain Caſtle*, by Obſtructing Petitioning to his *Majeſty* for the *Sitting* of this Parliament, hath offended againſt the Rights of the *Subject*.

Reſolved, &c.

That this Houſe doth agree with the Committee, That Captain *Caſtle*, by Obſtructing Petitioning to His Majeſty for the *Sitting* of this Parliament, hath offended againſt the *Rights* of the *Subjects*.

Ordered,

That the Committee Appointed to Examine the Proceedings of the Judges in *Weſtminſter-Hall*, and to prepare an Impeachment againſt

Sir

Sir *Francis North* Chief Juſtice of the Court of Common Pleas, for High Crimes and Miſdemeanors, do make Report to the Houſe of the Matters to them Referred, on Monday Morning next.

Ordered,

That the Chairman of the Committee appointed to examin the Matter of the Information againſt Sir *Robert Peyton* a Member of this Houſe, do make Report thereof to Morrow Morning and that Sir *Robert Peyton* do Attend in his Place at the ſame time

Ordered,

That the Chairman of the Committee of Elections and Priviledges, do make Report of the Matter touching the Election for the Borrough of *Agmondeſham* in the County of *Bucks*, to Morrow morning at Nine of the Clock; and the ſame is to be the firſt buſineſs to be entered upon.

The Houſe then reſumed the Adjourned Debate, concerning the Matter of the Information, formerly given to the Houſe, by Mr. *Peter Norris.*

The Matter being Debated in the Houſe; and Mr. Secretary *Jenkins* having given an Account to the Houſe of his proceedings therein; And being withdrawn.

Reſolved,

That the late Impriſonment of *Peter Norris*, at *Dover* was illegal and that the Proceedings of Sir *Leoline Jenkins* Knight, one of the Principle Secrataries of State, by diſcribing the Perſon of the ſaid *Peter Norris*, and directing ſuch his Impriſonment, was Illegal and Arbitrary, and an Obſtruction to the Evidence, for the Diſcovery of the Horrid Popiſh Plot.

Ordered,

That the further Conſideration of this Debate, be Adjourned to Monday Morning next,

Sabbati 11 *die Decemb.*

JAmes *Raillard* did this day take the Oaths of Allegiance and Supremacy at the Clerks Table, in Order to his Naturalization.

Ordered, That the Name of the ſaid *James Raillard*, be inſerted in the Bill of Naturalization.

A Bill for Sale of the Mannor of *Billingford*, and other Lands in the County of *Norfolk* for Payment of the Debts of *Sir Edward Chiſenhale*, was Read the Firſt time.

Reſolved, &c.

That the ſaid Bill be Read a *Second* time, in a Full Houſe, after Ten of the Clock.

Ordered,

That Mr. *Auſtin* a Member of this Houſe, have leave to go into the Country, for Recovery of his Health.

Ordered,

That the Bill for Supplying the Laws, made againſt Bankrupts, be Read on *Tueſday* Morning next, after Ten of the Clock, in a Full Houſe.

Ordered,

That Sir *Bryan Stapleton*, a Member of this Houſe, have leave to go into the Country.

A Petition of Captain *William Caſtle*, being preſented to the Houſe,

Orderd,

That the ſaid Petition do lie upon the Clerks Table.

Ordered,

That *Michael Ball*, in Cuſtody of the Serjeant at Arms, be Diſcharged, without paying any Fees.

Mr. *Treby* Reports from the Committee of Elections and Priviledges, to whom the Matter touching the Election for *Agmondeſham* in the County of *Bucks* was referred, that the Committee having taken the ſame into their Conſideration, had agreed upon ſeveral Reſolves which he read in his Place, and afterwards delivered them in at the Clerks Table, where the ſame being Read are as follows, *viz.*

Reſolved, &c.

That in the Burrough of *Agmondeſham* alias *Amerſham* in the County of *Bucks*, thoſe Inhabitants who onely pay Scott and Lott have right to give Voices in the Election of Burgeſſes to ſerve in Parliament for the ſaid Burrough.

Re-

Reſolved, &c.

That *Algernoon Sidney* Eſq; is not duly Elected a Burgeſs to ſerve in this preſent Parliament for the ſaid Burrough of *Agmondeſham*.

Reſolved, &c.

That Sir *William Drake* Baronet, is not duly Elected a Burgeſs to ſerve in this preſent Parliament, for the ſaid Burrough of *Agmondeſham*; And that the ſaid Election is void.

To which *Reſolves* the Houſe agreed.

Ordered,

That Mr. *Speaker* do Iſſue out his Warrant to the Clerk of the Crown to make out a new Writ, for the Electing of a Burgeſs to ſerve in this preſent Parliament for the ſaid Burrough of *Agmondeſham*.

Ordered,

That the Chairman of the Committee of Elections and Priviledges do make Report of the Matter, touching the Election for the Burrough of *Marlow*, in the County of *Bucks*, on *Tueſday* Morning next,

Ordered,

That the Mr, *Wilſon*, be taken in Cuſtody of the Serjeant at Arms Attending this Houſe, for a breach of Priviledge, by him Committed, againſt this Houſe,

Ordered,

That Mr. *Day*, being in Cuſtody of the Serjeant at Arms Attending this Houſe, be Diſcharged from his further Confinment.

Ordered,

That the Chairman of the Committee Appointed to Examine the Matter of the *I*nformation againſt *S*ir *Robert Peyton*, do Report the ſame on *Tueſday* Morning next.

Lunæ 13 *Die Decemb.* 1680

Dirck Vander-Stegen, and *Mathias Cole*, did this day, take the Oaths of Allegianee and Supremacy, at the Clerks Table, in order to their Naturalization.

Ordered.

That the Names of the ſaid *Dirck-Vander Stegen*, and *Mathias Cole*, be inſerted in the Bills of Naturalization.

A Bill for Exportation of Cloth and other Woollen Manufactures into *Turky*, was read a ſecond time, and a debate ariſing thereupon.

Ordered, That this Bill do lie on the Clerks Table.

Ordered,

That Mr. *Francis Lutterell* and Sir *Thomas Whitmore*, Members of this Houſe, have leave to go into the Country.

Ordered,

That the Committee appointed to look into, and prepare Evidence againſt the Lords in the *Tower*, do examin the evidence againſt all Perſons concerned in the Popiſh Plot; and they are to report the names of ſuch perſons together with their opinions therein, to the Houſe upon the Debate.

Reſolved, *Nemine Contradicente*.

That this Houſe will, on *Wedneſday* morning next at Ten of the Clock, reſolve it ſelf into a Committee of the whole Houſe, to conſider of wayes and means to ſecure the Kingdom againſt Popery, and Arbitrary Power.

Ordered.

That leave be given to bring in a Bill, for baniſhing of all Papiſts and ſuſpected Papiſts, from the Cities of *London* and *Weſtminſter*, and 20 Miles of the ſame, with clauſes therein, for diſarming of all Papiſts, and for pains and penalty againſt all ſuch Papiſts or ſuſpected Papiſts, as ſhall either ride, go or be armed.

Ordered.

That the Knights of the reſpective Shires, Citizens of the reſpective Cities, Burgeſſes of the ſeveral Burroughs and Barons, of the Cinque-Ports within this Kingdom, do with all convenient ſpeed, bring in Liſts of all Papiſts, and reputed Papiſts within the ſaid ſeveral Counties, Cities, Burroughs and Cinque-Ports.

Ordered.

That the Lord *Anneſly* a Member of this Houſe, have liberty to repair to Mr. *Sheridon*.

A Petition of Captain *William Caſtle* was read.

Ordered,

That the ſaid Captain *Caſtle* be brought to the Bar to morrow morn.

morning, and do receive the Cenſure of the Houſe upon his knees from Mr. Speaker.

Ordered,

That Mr. *Lucy* be added to the Committee, appointed to examin the proceedings of the Judges in *Weſtminſter-Hall* And to prepare an Impeachment againſt Sir *Francis North*? Chief Juſtice of the Court of Common Pleas.

Martis 14. *die Decemb:* 1680.

A Bill for rectifying ſeveral Errors and miſtakes in certain Deeds of Settlement made upon the Marriage of Sir *Charles Hoghton*, Barronet, with *Mary*, the Daughter of *John* Lord Viſcount *Maſſareen*, was read the firſt time.

Reſolved, &c. That the Bill be read a ſecond time on Thurſday morning next.

Mr. *England* reports from the Commitee appointed to examin the matter of the complaint made by the Inhabitants of the County of *Norfolk* againſt *Samuel Verdon*, Underſheriff of the ſaid County, That the Committee having taken the ſame into their Conſideration, had directed him to make a ſpecial Report to the Houſe, which he read in his Place, and afterwards delivered the ſame in at the Clerks Table, where the ſame being read,

Ordered, That the ſaid Committee do proceed to examin all Matters of comp'aint againſt the ſaid *Samuel Verdon*, without further Summons.

Ordered, That Mr. *Baiſpole* be ſent for in cuſtody of the Serjeant at Arms attending this Houſe, to anſwer at the Bar for a Breach of Priviledge by him committed againſt this Houſe.

A Petition of *Mr: Jerimiah Bubb* being read,

Ordered, That the ſaid Mr. *Bubb* be diſcharged from any further Attendance.

Ordered, That Mr. *William Tyler* be diſcharged from any further confinement without paying Fees.

Information being given to the Houſe that *Herbert Herring* ſome weeks ſince ordered to be taken in cuſtody of the Serjeant at Arms attend-

tending this Houſe, to anſwer for a breach of Priviledge by him committed againſt Mr. *Colt* a Member of this Honſe, hath, and ſtill doth abſcond himſelf to avoid the Execution of the ſaid Order.

Reſolved, &c. That if the ſaid *Herbert Herring* do not render himſelf to the ſaid Serjeant at Arms before Saturday next, this Houſe will proceed againſt him by a Bill in Parliament for endeavouring by his Abſconding to avoid the Juſtice of this Houſe.

Ordered, That the Chairman of the Committee to whom the Bill for the better Regulating the Trials of Peers is Committed, do make Report thereof on Thurſday *Morning* next.

A Petition of *Roderick Manſell*, Eſq; was Read.

Mr. *Manſell* being called gave an account to the Houſe of the *Matter* relating to Sir *Robert Peyton*.

Sir *William Roberts* Reports from the Committee appointed to examin the matter relating to *Sir Robert Peyton*, that the Committee having taken the ſame into their Conſideration had agreed upon a Report which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame being read,

Sir *Robert Peyton* having made his Defence in his Place and being withdrawn,

And the matter being debated in the Houſe, the Houſe made the following Vote.

It appearing to this Houſe by the Report made at the Bar and by the Confeſſion of *Sir Robert Peyton* in his Place, that Sir *Robert Peyton* had ſecret negotiation with the Duke of *York* by the means of the Earl of *Peterborow*, *Mrs. Cellier* and Mr. *Gadbury*, at ſuch time when they were turning the Popiſh Plot upon the Proteſtants.

Ordered, That *Sir Robert Peyton* be expelled this Houſe.

And that Sir *Robert Peyton* be brought to the Bar and do receive the *Cenſure* of the Houſe upon his knees from Mr. Speaker.

The *Serjeant* at Arms aquainting the Houſe, that *Sir Robert Peyton* had abſented himſelf ſo that he could not be then found.

Ordered,

That the ſaid *Sir Robert Peyton* be taken into Cuſtody of the ſaid *Serjeant* at Arms.

Mer-

Mercurii 15 *Die Decemb.* 1680.

ORdered, That *Samuel Gibbs*, late Mayor of the Burrough of *Weſtbury* in the County of *Wilts*, in Cuſtody of the *S*erjeant at Arms attending this Houſe, be brought to the Bar; and do receive the Cenſure of the Houſe upon his knees from Mr. Speaker, and be then diſcharged, paying his fees; which was done accordingly.

Ordered, That *Sir Thomas Exton*, a Member of this Houſe, have leave to repair into the Country.

A Petition of *George Bell*, in Cuſtody of the Serjeant at Arms attending this Houſe, was read.

Ordered, That the ſaid *George Bell*, be brought to the Bar, and do receive the cenſure of the Houſe upon his knees, from Mr. Speaker, and be then diſcharged, paying his Fees; which was done accordingly:

A Bill for ſupplying the Laws made againſt *B*ankrupts, was read the firſt time.

A Meſſage from His Majeſty by Sr. *Edward Cartarett*, Uſher of the *B*lack Rod.

Mr. Speaker, The King commands this Honourable Houſe to attend him immediatly in the Houſe of Peers; and accordingly Mr. Speaker with the Houſe, went up to attend His Maj*e*ſtie.

The Houſe being returned, Mr. *S*peaker acquainted the *H*ouſe with the Effect of His *Maj*eſties *S*peech.

Ordered, That *S*ir. *Robert Peyton*, being in Cuſtody of the *S*erjeant at Arms attending this Houſe, be brought to the *B*ar, and do receive the Cenſure of this *H*ouſe upon his knees from Mr. *S*peaker; and that he be then diſcharged from further *C*onfinement, paying his Fees; which was accordingly done.

Reſolved, That this Houſe will on *S*aturday morning next take into conſideration, *H*is Maj*e*ſties Gracious *S*peech, this day made to both Houſes of Parliament.

The Houſe then according to their Order, Reſolved into a Committee of the whole Houſe, to conſider of ways and means, to ſecure this Kingdom againſt Popery and Arbitrary Power.

Mr. *S*peaker left the Chair.

Mr. *Powle* took the Chair of the Committee.

Mr. Speaker reſumed the Chair.

Mr. *Powle* acquaints the Houſe, that the Committee receiving Intimation, that there was a Meſſage at the door from the Lords, had ordered him to leave the Chair, and moved from the ſaid Committee, that the Houſe would be pleaſed, as ſoon as ſuch Meſſage ſhould be received: to reſolve again into a Committee of the whole Houſe.

A Meſſage from the Lords by Sr. *John Hoſkins* and Sr. *Addam Datcley.*

Mr. Speaker, The Lords have commanded us to acquaint this Houſe, that they have agreed to the Bill ſent from this Houſe, entituled *An Act for the repeal of a Statute made in the* 35th. *Year of the Reign of Queen* Elizabeth. with ſome Amendments; to which they deſire the concurrence of this Houſe.

The Houſe again reſolved Itſelf into a Committee of the whole Houſe,

Mr. Speaker left the Chair.

Mr. Powle took the Chair of the Committee.

Mr. Speaker reſumed the Chair.

Mr. Powle reports from the Committee of the whole Houſe, That the Committee having taken the matters to them referred, into conſideration, had agreed upon certain Reſolves, which he read in his place and afterwards delivered them in at the Clerks Table, where the ſame being read are as follows, *viz.*

Reſolved, That it is the opinion of this Committee, that one means for the ſuppreſſing Popery is, that the *H*ouſe be moved that a Bill be brought in to baniſh immediately all the conſiderable Papiſts out of the Kings Dominions.

Reſolved, That it is the opinion of this Committee, that as long as the Papiſts have any hopes of the Duke of *York*'s ſucceeding the King in the Kingdoms of *England* and *Ireland*, and the Dominions thereunto belonging, the King's perſon, the *P*roteſtant Religion, and the lives, liberties and properties of all his Majeſties Proteſtant *S*ubjects, are in apparent danger of being deſtroyed.

Reſolved, That it is the opinion of this Committee, that the *H*ouſe be moved, that a *B*ill be brought in, for an aſſociation of all *H*is Majeſties

jesties Protestant Subjects, for the safety of His Majesties Person, the Defence of the Protestant Religion, and the preservation of His Majesties Protestant Subjects, against all Invasions and Oppositions whatsoever; and for the preventing the Duke of *York*, or any Papist from succeeding to the Crown.

The first of the said Resolves being read a second time,

And a Motion being made for the adding the words (*of England*) after the word (*Papists*) in the said Resolve; which being agreed to by the House, and the same being inserted at the Clerks Table,

Resolved *Nemine contradicente*, That this House doth agree with the Committee, that one means for the suppressing Popery, is, that a Bill be brought in to banish immediatly, all the considerable Papists of *England* out of the Kings Dominions.

The second of the said Resolves being read a second time,

Resolved *Nemine Contradicente*, That this House doth agree with the Committee, that so long as the Papists have any hopes of the Duke of *York*'s succeeding the King in the Kingdoms of *England* and *Ireland*, and the Dominions thereunto belonging, the King's Person, the Protestant Religion, and the lives, liberties and properties of all His Majesties Protestant Subjects, are in apparent danger of being destroyed.

The Third of the said Resolves being read a second Time,

Resolved *Nemine contradicente*, That this House doth agree with the Committee, that a Bill be brought in for an association of all His Majesties Protestant Subjects, for the safety of His Majesties Person, the Defence of the Protestant Religion, and the preservation of His Majesties Protestant Subjects, against all Invasions and Oppositions whatsoever; and for preventing the Duke of *York*, or any Papist from succeeding to the Crown.

Ordered, That a Committee be appointed to prepare and bring in a Bill pursuant to the first of the said Resolves.

Mr. *Powle* moving the House from the Committee of the whole House, that the House would be pleased, again to resolve it self into a Committee of the whole House, to Morrow morning at Ten of the Clock, upon the Matter of this days Debate.

Resolved, That this House will, to Morrow morning at Ten of the

Clock, reſolve it ſelf into a Committee of the whole Houſe; further to conſider of ways and means, to ſecure the Kingdom againſt Popery and Arbitrary Power.

Ordered, That Mr. Speaker do iſſue out his Warrant to the Clerk of the Crown, to make out a new Writ for the Election of a Knight to ſerve in this preſent Parliament, for the County of *Middleſex*, in the room of Sir *Robert Peyton* expell'd this Houſe.

Jovis 16. *die Decemb.* 1680.

Martin May and *Cornelius Steler* did this day take the Oaths of Allegiance and Supremacy at the Clerks Table in order to their Naturalization.

Ordered, That Mr. *Samuel Sandys* the younger and Mr. *Stokes* have leave to go into the Country.

A Bill for rectifying ſeveral Errors and Miſtakes in certain Deeds of ſettlement made upon the marriage of Sir *Charles Hoghton*, Baronet, with *Mary* the daughter of *John* Lord Viſcount *Maſſareen* was read a ſecond time.

A Petition of divers Inhabitants in the County of *Surrey* complaining of the proceedings in an Eccleſiaſticall Court againſt them was read.

Ordered. That the conſideration of this petition be referred to a Committee.

The ſame Committee is impowered to ſend for Perſons, Papers and Records, and to receive all other Complaints againſt the proceedings of Eccleſiaſtical Courts and to bring in a Bill or Bills for regulating the proceedings of ſuch Courts.

A Petition of *Joſhua Brook* and other Merchants againſt the *African* Company was read.

Ordered, That the Conſideration of this petition be referred to a Committee to examine the matter thereof and to report the ſame with their opinions therein to the Houſe.

Mr. *Booth* reports from the Committee to whom the Bill for the better regulating the Trials of the Peers of *England* was Committed. That the Committee having taken the ſame into conſideration had agreed to an Amendment to be made and a clauſe to be added to the

ſame

ſame which he read in his Place and afterwards delivered them in at the Clerks Table where the ſame were read. And a Motion being made to the Houſe that a Clauſe be added for repeal of the Laws *De Scandalis Magnatum.*

Ordered, That a Committee be appointed immediately to withdraw and prepare ſuch a Clauſe.

A Bill for Uniting his Majeſties Proteſtant Subjects to the Church of *England*, was read the firſt time:

Reſolved, That the ſaid Bill be read a ſecond time on *Monday* morning next after ten of the clock in a full Houſe.

A Bill for the Exempting his Majeſties Proteſtant Subjects diſcenting from the Church of *England* from the penalties of Certain Laws was read the firſt time.

Reſolved, That the ſaid Bill be read a ſecond time on monday morning next after ten of the clock in a full Houſe.

Ordered, That the Chairman of the Committee appointed to conſider of preſidents concerning the Impriſoning of Members of this Houſe upon an Impeachment in *Parliament* do make report thereof to morrow morning after ten a clock in a full Houſe.

The Amendments ſent from the Lords to the Bill for Repeal of the Statute made in the five and thirtieth year of the Reign of Queen *Elizabeth* were twice read and upon the Queſtion ſeverally put were agreed to.

Ordered, That the Reports from the Committee of Elections and Priviledges touching the Elections for the Boroughs of *Marlborough* in the County of *Wilts*, *St*, *Edmonds-bury* in the County of *Suffolk*, and great *Marlow* in the County of *Bucks*, be made on *Tueſday* morning next.

Reſolved, That this Houſe will to morrow morning reſolve it ſelf into a Committee of the whole Houſe, further to conſider of wayes and means to ſecure the Kingdom againſt Popery and Arbitrary Power.

Mr. *Trenchard* reports from the Committee appointed to prepare a Clauſe for repeal of the Laws made *De Scandalis Magnatum*, that the Committee had agreed upon a Clauſe, which he Read in his Place and afterwards Delivered the ſame in at the Clerks Table.

The

The House resuming the consideration of the Amendments this day reported to be made to the Bill sent down from the Lords for the better regulating the Tryals of Peers, and the Amendments being read a second time were upon the Question agreed to,

The Clause last reported being twice read and upon the Question agreed to.

Resolved, That the said Clause be added to the said Bill.

And the Bill with the Amendments and Clauses being read a third time.

Resolved, That the Bill thus amended do pass.

A Bill for restraining Papists from coming or residing within the Cities of *London* and *Westminster*, or within twenty Miles distance from the same, and from wearing and having Arms, was read the first time.

Resolved, That the Bill be read a second time to Morrow morning, and that it be the first business.

Veneris Die 17 *December*. 1680.

ORdered, That the Names of *Martin May* and *Cornelius Steler*, who Yesterday took the Oaths of Allegiance and Supremacy at the Clerks Table, in Order to their Naturalization, be inserted in the Bill of Naturalization.

A Petition of *John Gold* and *Henry Palmer* was Read.

Ordered, That the Consideration of the said Petition be referred to the Commitee, appointed to examine the proceedings of the Judges in *Westminster-Hall*; who are to examine the matter thereof, and to report the same with their Opinions therein to the House.

A Petition of Mr. *J. Emarton* was Read.

Ordered, That the Consideration of this Petition be referred to the Committee, appointed to receive Complaints against the Proceedings of the Ecclesiastical Courts, to examine the Matter thereof, and Report the same, with their Opinions therein, to the House.

A Petition of *Charles Cottington* Esq; was Read.

Ordered, That the Consideration of this Petition, be referred to the Committee last mentioned, to examine the Matter thereof, and to Report the same, with their opinions therein, to the House.

A Petition of the Grand Jury of the County of *Middlesex.* referred to a Committee; which Committee is impowred to Bring in a Bill or Bills, for Erecting a Court of Conscience to be held within the Jurisdiction of the said Country of *Middlesex*, upon the Debate of the House.

Ordered, That Major *Bremen* have leave to go into the Country.

Ordered, That Captain *Castle* being in Custody of the Serjeant at Arms attending this House, be brought to the Bar, and do receive the Censures of the House upon his knees, from Mr. Speaker, and be discharged paying his Fees; which was done accordingly.

A Petition of *Richard Hains*, desiring leave, that a Bill be brought in for restraining Vagrants and promoting woollen Manufacture was Read.

Ordered, That leave be given to bring in a Bill for that purpose, and it is referred to a Committee, to prepare the same.

Ordered, That leave be given to bring in a Bill, for the more easie collecting His *Majesties* Revenue arising by Hearth money.

Ordered, That Sr. *Nicholas Relham* and Sr. *Thomas Milbraham* have leave to go into the Country.

An Engrossed Bill, touching persons buryed in Woollen, was Read.

Resolved, That the Bill do pass, and that the Title be *An additional Act for burying in Woollen.*

Ordered, That Sr. *George Downing* do carry the said Bill to the Lords, and desire their Lordships Concurrence therein.

A Bill for continuance of Two Acts; the one entituled *An Act for preventing the planting of Tobacco in* England, *and regulating the Plantation Trade*: The other, *An Act for exporting Beer, Ale and Mum*, was read the second time, & committed.

Mr. Serjeant *Seyes* reports from the Committee, to whom the Bill for taking away the Court, holden before the President and Council in the Marches of *Wales*, was committed.

Ordered, That the said Bill be ingrossed.

Sir *William Poultney* reports from the Committee, to whom it was referred to prepare, the Impeachment against *Edward Seymour* Esq; a Member of this House, and to search Presidents touching Imprison-

ing

ing Members of this Houſe, when impeached in Parliament: That the Committee had directed him to make a ſpecial Report thereof, which he read in his place, and afterwards delivered the ſame in at the Clerks Table.

Ordered, That the Articles of Impeachment againſt Mr. *Seymor*, agreed upon, be ingroſſed.

And that Mr. *Seymour* be taken in cuſtody of the Serjeant at Arms attending this Houſe, for ſecuring of his forth-coming, to anſwer to the Impeachment of this Houſe againſt him, until he ſhall have given ſufficient ſecurity to this Houſe, to anſwer to the ſaid Impeachment.

Ordered, That the Serjeant at Arms attending this Houſe, be impowred to receive ſecurity for the forth coming of the ſaid Mr. *Seymour*, to anſwer to the Impeachment of this Houſe.

Sir *William Poultney* reports from the Committee, appointed to put the Articles againſt Mr. *Seymour* into the form of an Impeachment, that the ſaid Committee had agreed upon a form which he read in his place, and afterwards delivered the ſame in at the Clerks Table.

A Bill for reſtraining Papiſts from coming or reſiding within the Cities of *London* and *Weſtminſter*, or within Twenty Miles diſtant from the ſame. And from wearing and having Arms, was read a ſecond Time.

Reſolved, That the Bill be committed upon the Debate of the Houſe.

The Houſe then, according to the Order for the day, reſolved into a Committee of the whole Houſe.

Mr. Speaker left the Chair.

Mr. *Powle* took the Chair of the Committee.

Mr. Speaker reſumed the Chair.

Mr. *Powle* reports from the Committee of the whole Houſe, that the Committee having taken the Matters to them referred into conſideration, had agreed upon ſeveral Reſolves, which he read in his place, and afterwards delivered them in at the Clerks Table, where the ſame being read, are as followeth; *viz.*

Reſolved, That it is the Opinion of this Committee, that the Houſe be

be moved, that a Bill be brought in for the more effectual ſecuring of the Meeting and Sitting of frequent Parliaments.

Reſolved, That it is the Opinion of this Committee, that the Houſe be moved, that a Bill be brought in, that the Judges may hold their Places and Salaries *quamdiu ſe bene geſſerint.*

Reſolved, That it is the Opinion of this Committee, as one means to prevent Arbitrary power, that the Houſe be moved, that a Bill be brought in againſt illegal exaction of Money upon the people; and to make it High Treaſon.

The firſt of the ſaid Reſolves being Read,

Reſolved, That this Houſe doth agree with the Committee, that a Bill be brought in for the more effectual ſecuring of the Meeting and Sitting of the frequent Parliaments, as one means to prevent Arbitrary power.

The ſecond of the ſaid Reſolves being Read,

Reſolved, That this Houſe doth agree with the Committee, that a Bill be brought in, that the Judges hereafter to be made and appointed, may hold their Places and Salaries *quamdiu ſe bene geſſerint*; and alſo to prevent the Arbitrary proceedings of the Judges.

The laſt of the ſaid Reſolves being Read,

Reſolved, That this Houſe doth agree with the Committee, that a Bill be brought in againſt illegal exaction of Money upon the People and to make it high Treaſon.

Ordered, That a Committee be appointed, to prepare and bring in a Bill or Bills purſuant to the ſaid ſeveral Reſolves, and it is referred to a Committee.

Sabbati 18. *die Decemb.* 1680.

Ordered,

THat Sir *Ralph Carr*, a Member of this Houſe, who ſerves for the County of *Montgomery*, and Mr. *Edward Vaughan* in this Houſe, have leave to go into the Country.

A Bill to ſupply a Defective conveyance made by Mr. *Roger Price* of the Mannor of *Weſtbury* in the County of *Bucks* was read the firſt time.

Reſolved, That this Bill be read a ſecond time.

An Ingroſſed Bill for taking away the Court holden before the Preſident and Council in the Marches of *Wales*, was read a third time.

Reſolved, That the Bill do paſs, and that the Title be *An Act for taking away of the Court holden before the Preſident and Council in the Marches of* Wales.

Ordered, That Sir *Trevor Williams* do carry up the ſaid Bill to the Lords for their Concurrence, the ſame was carried up accordingly.

Mr. *Hyde* acquaints the Houſe, That His Majeſty had directed him to communicate to the Houſe a Letter from one *Robards* to Mr. *Dugdale*, touching *William Pickering*, which Letter he delivered in at the Clerks Table, and the ſame being there read;

Ordered, That the ſaid Letter, together with the Letter lately ſent from Doctor *Lamphire* to Mr. Secretary *Jenkins*, be delivered by the Clerk of this Houſe to Mr. Attorney General in order to the proſecution of the ſaid *Pickering* at Law.

The Houſe then according to their Order entred into the Conſideration of His Majeſties Gracious Speech made to both Houſes of Parliament on Wedneſday laſt.

Reſolved, That a Committee be appointed to prepare an humble Addreſs to His Majeſty upon the Debate of the Houſe in anſwer to His Majeſties Speech: and a Committee was named to draw up and prepare the ſame accordingly; and they are to meet at three of the Clock this Afternoon in the Speaker's Chamber.

Lunæ 20th. *die Decemb.* 1680.

A Bill for Sale of the Eſtate of *Joſeph Cowden* deceaſed, for the payment of his Debts, and raiſing of Portions for his Daughters, was read the firſt time.

Reſolved,

That the Bill be Read a ſecond time.

Ordered,

That *Samuel Cheaffin* be Summoned, to anſwer at the Bar of this Houſe, for a Breach of priviledge by him committed againſt Sir *John Guiſe*,

Guiſe, a member of this Houſe.

Sir George Downing Reports from the Committee to whom the *Bill* for *P*rohibiting the Importation of Cattle from *Scotland*, was committed, that the *C*ommittee haveing taken the ſame into their conſideration, had Agreed to ſome Amendments to the ſame, to which Amendments the Houſe Agreed.

Ordered,

That the Bill with theſe Amendments be Ingroſſed.

Ordered,

That leave be given to bring in a Bill to prevent *S*cotch Pedlars from coming in to this Kingdom.

A Bill to Prohibit the Importation of foreign Guns, &c. was Read the firſt time.

Reſolved, &c.

That the Bill be Read a ſecond time.

A Bill for the *S*ale of the Mannor of *Billingford*, and Lands in the County of *Norfolk*, for payment of the Debts of Sir *Edward Chiſenhale*, was Read a ſecond time, and Committed.

Mr. Lionell Playter, is to have notice and time given him, to attend the Committee; and the Committee is to inſpect the ſeveral ſettlements and Mortages mentioned in the Bill, and they are impowred to ſend for perſons, papers, and Records.

Ordered,

That a Committee be appointed, to receive and examine the accounts of the commiſſioners appointed, by a late Act of *P*arliament *to pay off and Diſband the Forces Raiſed ſince the 29th of September* 1677. And make Report thereof to the Houſe.

A Bill for the better payment of an Annuity or Rent-Charge of 130*l per Annum* out of the Mannor of *Bexhill* in the County of *Suſſex*, to the uſe of the poor of ſeveral Pariſhes in the County of *Surrey*, was Read a ſecond time, and was *C*ommitted.

A Petition of *Henry Aulnutt* Eſq; was *R*ead.

Ordered,

That the ſaid Mr. *Aulnutt* be brought to the Bar, and do receive the Cenſure of the Houſe, upon his Knees, from Mr. *S*peaker and be then diſcharged, paying his Fees, which was accordingly done.

A Petition of *Thomas Herbert* Esq; was Read.

Ordered,

That the said Mr. *Herbert* be brought to the Bar, and do receive the centure of this House upon his Knees, from *Mr.* Speaker, and be then discharged, paying his Fees, which was done accordingly.

Mr. *Treby* Reports from the Committee of Elections and Priviledges to whom the matter of Election for the City of *Bristol* was referred, that the Committee haveing taken the same into their consideration, had Agreed upon two Resolves, which he read in his place, and afterwards delivered the same in at the Clerkes Table where the same being Read are as followes, viz.

Resolved, &c.

That Sir *Robert Cann* was not duly Elected a Citizen to serve in this present Parliament for the City of *Bristol.*

Resolved, &c.

That *Robert Henley* Merchant, is duely Elected a Citizen to serve in this present Parliament for the City of *Bristol.*

The first of the said Resolves being Read a second time.

Resolved, &c.

Thath this House doth agree with the Committee, that Sir *Robert Cann* was not duely Elected a Citizen to serve in this present Parliament for the City of *Bristol.*

The second of the said Resolves being Read a Second time, and the Question being put that the House do Agree with the Committee in this Resolve.

It passed in the Negative.

Resolved, &c.

That the Election for the City of *Bristol*, as to Sir *Robert Cann*, and Mr. *Robert Henley*, is void.

Mr. Treby further Reports to the House, that Sir *John Lloyd* late Mayor, *William Jackson*, and *William Clutterbucke*, late Sheriffs of the said City of *Bristol* did, at the time of the said Election, commit several Misdemeanors relating to the said Election.

Ordered,

That the said Sir *John Lloyd*, *William Jackson*, and *William Clutterbucke* be sent for in Custody of the Serjeant at Arms attending this

House,

Houſe, to anſwer at the Bar of this Houſe, for the Miſdemeanors by them committed at the ſaid Election.

Ordered,

That Mr. Speaker do iſſue out his warrant to the Clerk of the Crown to make out a new writ for the Electing of a Citizen to ſerve in this preſent Parliament for the City of *Briſtol*.

The Ingroſt Articles of Impeachment againſt Mr. *Seymour*, a Member of this Houſe, being Read.

Reſolved,

That the ſaid Articles be ſent up to the Lords.

Ordered,

That Sir *Gilbert Gerrard* do carry up the ſame to the Lords.

Mr. *Hamden*, Reports from the Committee appointed to prepare an Humble Addreſs to His Majeſtie, upon the Debate of the Houſe, in anſwer to his Majeſties *S*peech, an Addreſs agreed upon by the Committee, to which the Houſe agreed.

Ordered,

That ſuch Members of this Houſe as are of his His Majeſties moſt Honourable Privy Council, be deſired to know His Majeſties Pleaſure, when this Houſe may attend his Majeſty with the ſame Addreſs.

Ordered,

That the Chairman of the Committee appointed to examine the proceedings of the Judges in *Weſtminſter-Hall*, do make report of the matters to them referred to morrow morning.

Ordered,

That the two Bills for the eaſe of Proteſtant Diſſenters, be Read to morrow Morning.

Ordered,

That Sir *Francis Winnington* do, on Thurſday morning next, bring in a Bill for Baniſhing all the Conſiderable Papiſts of *England* out of His Majeſties Dominions.

Ordered,

That the Knights of the reſpective Shires, Citizens of Cities, Burgeſſes of Burroughs, and Barons of the Cinque-ports, do, in the mean time, bring in Liſts of all the conſiderable Papiſts within the ſaid ſeveral *C*ounties, *C*ities, Burroughs, and *C*inque-ports.

A Petition of *Algernon Sidney* Eſq; being preſented to the Houſe, *Ordered*,

That the ſaid Petition be read to morrow Morning.

Martis 21 die Decemb. 1680.

THomas *Verigny* did this day take the Oaths of Allegiance and Supremacy at the Clerks Table in Order to his Naturalization.

A Bill to enable *John Jenner* Gent. to make leaſes of ſome part of his Eſtate for the payment of his Debts, and for the making proviſion for his younger Children was read the firſt time.

Reſolved, That the Bill be read a ſecond time.

Mr. *Papillon* reports from the Committee to whom the Bill for Naturalization of *Peter Elers* and others was committed, that the Committee having taken the ſame into their conſideration, had agreed to ſome amendments to be made to the ſame, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame being read, were upon the queſtion agreed to.

Ordered, That the name of *Thomas Verigny* who this day took the Oaths of Allegiance and Supremacy, in order to his Naturalization, and whoſe Certificate of his having received the Sacrament was delivered in, be inſerted in the ſaid Bill.

Ordered, That the Bill with theſe amendments be engroſſed.

Ordered, That Mr. *George Savage* a Member of this Houſe have leave to go into the Country for recovery of his health.

Sir *John Otway* reports from the Committee to whom the Bill for rectifying ſeveral errors and miſtakes in certain Deeds and Settlements made upon the Marriage of Sir *Charles Hoghton* Baronet, with *Mary* the Daughter of *John* Lord Viſcount *Maſſareen* was committed. That the Committee having taken the ſame into their conſideration, had agreed upon ſome amendments to be made to the ſame, which he read in his place, and afterwards delivered them in at the Clerks Table, where the ſame being read were upon the Queſtion agreed to.

Ordered, That the Bill with theſe Amendments be ingroſſed:

Mr.

Mr. *Duboys* reports from the Committee appointed to prepare an humble Addreſs to His Majeſty for the remitting a Fine of 500 *l.* ſet upon *Benjamin Harris.* An Addreſs agreed upon by the Committee which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame being read was upon the Queſtion agreed to.

Ordered, That this Addreſs be preſented to His Majeſty by ſuch Members of this Houſe as are of His Majeſties moſt Honourable Privy Council.

Information being given to the Houſe, that *Henry Carew* a Fryar of the Order of St. *Malo*'s, in *France*, hath for ſeveral years laſt paſt executed the Office of Surveyor of the Cuſtoms in the Port of *Briſtol.*

Ordered, That it be referred to the conſideration of the Committee appointed to receive Informations touching the Popiſh Plot, to examine the Matter of this Information, and to report the ſame, with their Opinions therein, to the Houſe.

Sir *William Poultney* reports from the Committee of Elections and Priviledges to whom the Matter touching the Election for Great *Marlow* in the County of *Bucks* was referred, that the Committee having taken the ſame into their conſideration had agreed upon ſeveral Reſolves which he read in his place, and afterwards delivered them in at the Clerks Table, where the ſame being read are as follows, *viz.*

Reſolved, That it is the Opinion of this Committee, that in the Borough of Great *Marlow* in the County of *Bucks*, thoſe Inhabitants onely who pay Scot and Lot have right to give Voices in the Election of Burgeſſes to ſerve in Parliament for the ſaid Borough.

Reſolved.

That it is the Opinion of this Committee, that Sir *Humphrey Winch* Baronet is not duly Elected a Burgeſs to ſerve in this preſent Parliament for the ſaid Borough of Great *Marlow.*

Reſolved.

That it is the opinion of this Committee, that *Thomas Hobby*, Eſq; is not duly Elected a Burgeſs to ſerve in this preſent Parliament for the ſaid Borough.

Reſolved

Reſolved.

That it is the opinion of this Committee, that the Election for Great *Marlow*, as to the ſaid Sir *Humphry Winch* and *Thomas Hobby* is void.

The firſt of the ſaid Reſolves being Read a ſecond time.

Reſolved,

That this Houſe doth agree with the Committee, that in the Borough of Great *Marlow* in the County of *Bucks*, thoſe Inhabitants onely who pay Scot and Lot have right to give voices in the Election of Burgeſſes to ſerve in Parliament for the ſaid Borough.

The ſecond of the ſaid *Reſolves* being *Read* a ſecond time.

Reſolved.

That this Houſe doth agree with the Committee, that *Sir Humphry Winch* Baronet is not duly Elected a Burgeſs to ſerve in this preſent Parliament for the Borough of Great *Marlow.*

The Third of the ſaid *Reſolves* being *Read* a ſecond time.

Reſolved,

That this Houſe doth agree with the Committee, That *Thomas Hobby* Eſq; is not duly Elected a Burgeſs to ſerve in this preſent Parliament for the ſaid Borough.

The Fourth and laſt of the ſaid Reſolves being Read a ſecond time.

Reſolved,

That this Houſe doth agree with the Committee, That the Election for Great *Marlow* as to the ſaid Sir *Humphry Winch* and *Thomas Hobby* is voyd.

Mr. *Hyde* acquaints the Houſe that his Majeſty according to the order of the Houſe, having been waited on by ſuch Members of the Houſe as are of his Majeſties moſt Honourable Privy Council, to know his Majeſties pleaſure when this Houſe might attend him with an Addreſs. His Majeſty was pleaſed to appoint 3 of the Clock this afternoon for the Houſe to attend him in the Banqueting-houſe.

Ordered.

That Mr. Speaker do iſſue out his warrant to the Clerk of the Crown to make out a new writ for the Electing a Burgeſs to ſerve in this preſent Parliament for the Borough of Great *Marlow* in the County of *Bucks.*

A Petition of Mr. *Baldwin Leighton* was Read,

Ordered,

That the Conſideration of the ſaid Petition be referred to the Committee of Grievances to examine the matter thereof, & report the ſame with their opinions therein to the Houſe, and that the Committee do ſit on Thurſday next in the afternoon.

A *Bill* for uniting His Majeſties Proteſtant Subjects to the Church of *England* was read a ſecond time.

Reſolved, That the ſaid Bill be Committed upon the Debate of the Houſe.

Ordered,

That the Bill for exempting His Majeſties Proteſtant Subjects diſſenting from the Church of *England*, from the penalties of certain Laws be read on Thurſday morning next.

Ordered,

That the Report from the Committee of Elections and Priviledges touching the Election for *St. Edmundsbury* in the County of *Suffolk* be made on Thurſday morning next.

Ordered,

That leave be given to bring in one or more Bill or Bills for inſpecting and Correcting Pluralities and Non-reſidences relating to Eccleſiaſtical Benefices,

Ordered,

That Mr. *Sidney's* Petition be Read on Thurſday morning next.

Ordered,

That Mr. *Lucy* a member of this Houſe have leave to go into the Country.

The Report of the Committee for Receiving *INFORMATIONS* Concerning the *POPISH PLOT*, upon the Complaint of Mr. *Peter Norris*, presented to the House of Commons upon *Thursday December* the 9th, 1680.

UPON consideration of the information given at the *Bar* by Mr. *Peter Norris* and Referred to this Committee, *Resolved*,

By this Committee, that the Examination of this matter be Reported *S*pecially.

This Committee in the first place, after hearing of the said *Norris* his Complaint, that several Papers were taken from him, sent for the said Papers which were informed then to be in a Chest in the *C*ouncil *C*hamber, which Papers were brought to this Committee by an Inventory which the said *Norris* then acknowledged to be all, and they still remain with this Committee.

In the next place, they proceeded to examine upon what occasion the said *Norris* was sent beyond *S*ea, which not only by the said *P*apers, but also by a Certificate delivered to the *C*hairman of this Committee from the Earl of *Essex*, and divers other Informations as well as the said *Norris* his Instructions given by Dr. *Tonge*, was to fetch over one *Dowdall* an *Irish* Priest, who had been conversant with the Priests in *France* and *Flanders*, who managed the Plot both in *England* and *Ireland*, and mixing himself among them, was privy to the whole Plot, which the said *Dowdall* by several Letters had made known to Dr. *Tonge*, which Letters were perused by the Earl of *Essex*, and also satisfaction was given by a known Merchant in *London*, that the said

ſaid *Dowdall* was an honeſt man, of good underſtanding, and might be credited.

Then the Committee proceeded to inquire, who at any time had knowledge of the ſending over for the ſaid *Dowdall*, and found by an Order of Council, bearing date the eighteenth day of *July* 1679. that the ſaid *Dowdall* by the name of *Edward Dowdall*, was permitted to come from *Dover* and ſtay for a Month, but in that Order there is no mention of *Dowdall's* being a Prieſt. And it likewiſe appears to this Committee, that not long after the ſaid Order for his coming over, *Dowdall* dyed, and not without ſuſpicion that it was a violent Death: But it doth not appear to this Committee, that the Death of *Dowdall* was known in *England* till after the return of *Norris*, who was ſent to fetch the ſaid *Dowdall* over, which was about Ten months after the Date of the ſaid Order of Council.

Upon which, this Committee proceeded to Examine, how it came to paſs, that the ſaid *Norris* was in ſuch danger beyond Sea; and particularly at his coming aboard the Pacquett-Boat at *Calais*, and likewiſe his Impriſonment at *Dover* in the common Priſon, and his being brought from *Dover* by a Meſſenger, and they found the Cauſe of it to be a Diſcription given of *Peter Norris* to Secretary *Jenkins* the Twenty Ninth of *May* 1680. in theſe words, Peter Norris, *ſome call him* Morris *a* Scotch-man, *handſome, neat Face, ſanguine Complexion, ſhort Noſe, bald-pated, white Wigg, ſlender Body, little Stature, Civil and Smooth in Diſcourſe, ſpeaking* French, *aged Thirty four Tears more or leſs, Taylor by Trade:* and under this Deſcription, written with another Hand and Ink theſe words (*viz.*) *Went into* France *on* Wedneſday *was three weeks to bring with him a Prieſt.* Thereupon this Committee proceeded to Examine, who brought this Deſcription to the ſaid Secretary, and were and by whom it was drawn, with all the Circumſtances that they could find about it. And firſt they found, that *Thomas Sheridon* a Gentleman, who affirmed himſelf a Proteſtant born in *Ireland*, heretofore employed in Collecting the Revenues there, and lately with the Duke at his Court at *Bruſſells*, and came over with him in the ſame Yacht, confeſſed upon his Examination, that he carryed the ſaid Deſcription to the ſaid Secretary; but it being

ſhewed him, he denyed the writing any part of it ſave the laſt Line; but confeſſed that it was written and brought to him by one *Anthony Day* Doctor of Phyſick to the late Army in *Flanders*. Whereupon the ſaid *Sheridon* was commanded to produce the ſaid *Day*, and with him to attend.

Dr. *Day* and Mr. *Sheridon* both appearing were examined ſeverally.

And firſt the ſaid *Day*, who confeſt himſelf a Papiſt, and pretended very little knowledg of Mr. *Sheridon*, but that coming to give him a viſit, which he had not done of ſix weeks before, Mr. *Sheridon* began to diſcourſe of News, and particularly of the Plot; to which the ſaid Doctor replyed, that now the whole Plot would be diſcovered & laid open; for he heard there was one gone beyond Sea to fetch over a Prieſt that knew of the whole Plot: and doth not remember any thing more at that time but common diſcourſe. But ſome few days after meeting with Mr. *Sheridon*, the ſaid Mr. *Sheridon* deſired him to deſcribe the perſon that was ſo ſent over; the ſaid Dr. *Day* replyed, that he knew not the perſon that was gone, nor the Prieſt he was to fetch: But that *John Butler*, keeper of a Brandy-ſhop near the *French* Embaſſadours upon diſcourſe had told him ſo; to whom Mr. *Sheridon* deſired him to go and get the diſcription, which he did accordingly. And the deſcription being ſhewed him, confeſſed he writ it from his mouth, ſave the laſt line: But ſaith, that perſon is now dead who gave him the ſaid Deſcription, but his wife is living.

Mr. *Sheridon* being then called in and examined, ſaid, He had no great acquaintance with the ſaid Doctor, and ſeldom ſaw him but upon a viſit, which happily might be once a week or the like; Confeſseth, That the ſaid Doctor told him as News, the Plot would now be laid open, for there was one ſent over into *France* to fetch a Prieſt that knew of the whole Plot: and further ſaith, That he that went over knew as much of the Plot as any man in *England*. Whereupon the ſaid *Sheridon* Confeſſeth, That he went ſhortly after, but remembers not how long, to Secretary *Jenkins*, and told him that there was one gone over into *France* that knew as much of the Plot as any man, and that he went over to fetch a Prieſt that alſo knew the whole Plot, which he the ſaid *Sheridon* ſuppoſed was to be a witneſs

neſs: Upon which the ſaid Secretary commanded him the ſaid *Sheridon* to give him a deſcription of the perſon ſo ſent over: But remembers no other diſcourſe at that time; but that ſome ſhort time after, but remembers not how long, he met with Mr. *Day*, who gave him the deſcription in the preſence of Mr. *John Wilſon* of the *Middle Temple*, which he ſhortly after delivered to the Secretary, and uſed as he remembers, only theſe words, Sir, here is the diſcription of the perſon I mentioned to you.

After this Deſcription ſo delivered to the Secretary, a Letter was written by Mr. *Cooke*, (which Mr. *Secretary* declared at the Committee he would take upon himſelf) in theſe words following.

Whitehall, May 31. 1680.

SIR,

THE Right Honourable Sir *Leoline Jenkins*, one of his Majeſties Principal Secretaries of State, being haſtily called this day to wait upon his Majeſty at *Windſor*, hath commanded me to ſend you the encloſed deſcription of a perſon, Who, if he ſhall happen to come from *France* and land at your Port, Mr. Secretary ſaith, you will do the King and Kingdom a great ſervice if you will keep a ſtrict Eye upon him and the company that ſhall arrive with him till they be all brought before Mr. Mayor, or other chief Magiſtrate of your Town, whom Mr. Secretary deſires to offer the ſaid perſons the Oaths of Allegiance and Supremacy: and in caſe of their or any of their refuſal of the ſame, to ſecure them and deal with them according to Law, giving Mr. Secretary an account with what ſpeed may be, of all the proceedings in this affair. If ſuch a perſon as is here deſcribed ſhould come and make no bones of taking the aforeſaid Oaths, yet in Caſe Mr. Mayor or other chief Magiſtrate before whom they are brought, ſhall have reaſonable ground to ſuſpect that he is the man ſo deſcribed, and that he hath one or more in his company who may be reaſonably ſuſpected to be Prieſts, ſome handſome courſe is to be taken to detain them till Mr. Secretary can be acquainted with what is done, and ſend ſuch further directions as

ſhall

ſhall be thought neceſſary. Mr. Mayors Authority, with your Prudence and Zeal in this matter, will I hope produce a good effect upon this Command. I am *Sir*, Your very humble *Servant*,

John Cooke.

Pray favour me with a Line that this comes ſafe to your hands.

Vera Copia, *John Pepper.*

Upon which *Norris* was committed to the Common Priſon, as is mentioned in his Complaint. All which being of more than an ordinary nature, this Committe thought not fit to give any opinion, but humbly referred it to the Wiſdom of this Houſe.

Jovis die 23. Decemb. 1680.

Ordered,

THat leave be given to Mr. *Henry Goreing*, a Member of the Houſe, to go into the Country.

Ordered,

That Mr. Speaker do iſſue out his Warrant to the Clerk of the Crown, to make out a new Writ for the Electing of a Citizen, to ſerve in this preſent Parliament for the City of *Chicheſter* in the room of Mr. *Farrington* deceaſed.

A Bill to enable *John Jenner* Gent. to make Leaſes of ſome part of his Eſtate for the payment of his Debts, and for making proviſion for his younger children, was read a ſecond time, and committed.

A Bill for the more eaſie collecting the Duty of Hearth-money was read the firſt time, and ordered a ſecond reading.

An Engroſſed Bill for rectifying ſeveral errors and miſtakes in certain Deeds and Settlements, made upon the Marriage of Sir *Charles Hoghton* Baronet, was read the third time, and paſſed.

Ordered,

That Sir *John Otway* do carry up the ſaid Bill to the Lords.

Ordred,

Ordered,

That the Thanks of this Houſe be given to Dr. *Burnett* for his Sermon yeſterday preached before this Houſe, and likewiſe for his Book relating to the Hiſtory of the Reformation of the Church of *England*, and that he be deſired to print his ſaid Sermon, and that Colonel *Titus* do acquaint him therewith.

Ordered,

That leave be given to bring in a Bill or Bills to correct and puniſh Atheiſm, Blaſphemy, Swearing and Debauchery, and for the better obſervation of the Lord's Day.

A Meſſage from the Lords by Sir *Miles Cook* and Sir *John Franck-lin*.

Mr. Speaker, The Lords have commanded us to acquaint this Houſe, that they have agreed to a Bill ſent from this Houſe, entituled *An Additional Act for burying in Woollen*, without any Amendment.

A Meſſage from the Lords by Mr. Baron *Weſton* and Mr. Juſtice *Charleton*.

Mr. Speaker, The Lords have commanded us to acquaint this Houſe, that at their riſing this day they do intend to adjourn till the next Monday Sevenight.

A Bill for baniſhing Papiſts out of the King's Dominions was read the firſt time; and Ordered a ſecond reading to Morrow morning.

Reſolved, &c.

That this Houſe is content, that the Sheriffs of *London* and *Middleſex* do execute *William* late Viſcount *Stafford*, by ſevering his Head from his Body only.

A Meſſage from the Lords by Sir *Miles Cook* and Sir *John Franck-lin*.

Mr. *Speaker*,

The Lords have commanded us to preſent this Houſe with a Coppy of Mr. *Seymour*'s Anſwer to the Articles of Impeachment exhibited againſt him.

Reſolved, &c.

That

That it is the Opinion of this House, that Mr. *Joseph Broom* ought to be restored to all the Offices and Places which were taken from him, by occasion of a Judgment given against him in the Court of King's Bench in Trinity Term 29. *Caroli Secundi*, upon an Information for publishing an unlicensed Book, called *The Long Parliament dissolved*

Ordered,

That the Bill for exempting His Majesties Protestant Subjects, dissenting from the Church of *England*, from the Penalties of certain Laws, be read a second time to Morrow morning, The first business.

Colonel *Birch* reports from the Committee, to whom the Examination of the Complaint against *Richard Thompson* Clerk, was referred, That the Committee having taken the same into their consideration, had directed him to make a special Report thereof to the House, which he read in his place, and afterwards delivered the same in at the Clerks Table.

Ordered,

That the said Report be read at the Table to Morrow morning.

Ordered,

That the Reports from the Committee of Elections and Priviledges touching the Election of St. *Edmundsbury* in the County of *Suffolk* and *Marleborough* in the County of *Wilts*, be made to Morrow morning.

Ordered,

That Mr. *Sydney*'s Petition be read to Morrow morning.

HIS

HIS MAJESTIES Most GRACIOUS Speech to both HOUSES of PARLIAMENT,

On Wedneſday *the* 15*th of* December, 1680.

My Lords and Gentlemen,

AT the opening of this Parliament I did acquaint You with the Alliances I had made with Spain *and* Holland, *as the beſt meaſures that could be taken for the ſafety of* England, *and the Repoſe of* Chriſtendom.

But I told you withall, That if Our Friendſhip became unſafe to truſt to, it would not be wondred at, if Our Neighbours ſhould begin to take new Reſolutions, and perhaps ſuch as might be fatal to Us.

I muſt now tell you, That Our Allies cannot but ſee how little has been done ſine this Meeting, to incourage their dependance upon Us: And I find by them, that unleſs We can be ſo united at home, as to make

That it is the Opinion of this House, that Mr. *Joseph Broom* ought to be restored to all the Offices and Places which were taken from him, by occasion of a Judgment given against him in the Court of King's Bench in Trinity Term 29. *Caroli Secundi*, upon an Information for publishing an unlicensed Book, called *The Long Parliament dissolved*

Ordered,

That the Bill for exempting His Majesties Protestant Subjects, dissenting from the Church of *England*, from the Penalties of certain Laws, be read a second time to Morrow morning, The first business.

Colonel *Birch* reports from the Committee, to whom the Examination of the Complaint against *Richard Thompson* Clerk, was referred, That the Committee having taken the same into their consideration, had directed him to make a special Report thereof to the House, which he read in his place, and afterwards delivered the same in at the Clerks Table.

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Our Alliance valuable to them, it will not be possible to hinder them from seeking some other Refuge, and making such new Friendships, as will not be consistent with Our safety. Consider that a neglect of this opertunity is never to be repaired.

I did likewise lay the matter plainly before you touching the Estate & condition of Tangier, *I must now tell you again, That if that place be thought worth the keeping, you must take such consideration of it, that it may be speedily suppli'd; it being impossible for Me to preserve it at an Expence so far above My power.*

I did promise you to the fullest satisfaction your hearts could wish, for the Security of the Protestant Religion, and to concur with you in any Remedies, which might consist with preserving the Succession of the Crown in its Due and Legal course of Descent: I do again, with the same Reservations, renew the same Promise to you.

And being thus ready on my part to do all that can reasonably be expected from Me, I should be glad to know from you, as soon as may be, how far I shall be assisted by you and what it is you desire from Me.

THE

The *Humble* Addreſs of the *Houſe* of Commons Preſented to his Majeſty upon *Tueſday* the 21 day of *December*, 1680. in Anſwer to his Majeſties *Gracious* SPEECH to both *Houſes* of Parliament,

Upon the 15th. day of the ſame *December*.

May it pleaſe Your moſt Excellent Majeſty,

E Your Majeſties moſt Dutiful and Loyal Subjects, the Commons in this preſent Parliament Aſſembled, have taken into our ſerious Conſideration Your Majeſties Gracious Speech to both Your Houſes of Parliament, on the 15th of this inſtant *December*; and do with all the grateful Senſe of Faithful Subjects, and ſincere Proteſtants, acknowledge Your *Majeſties* great Goodneſs to us, in renewing the Aſſurances You have been pleaſed to give us of Your readineſs to concur with us in any means for the Security of the Proteſtant Religion, and Your Gracious Invitation of us to make our deſires known to Your *Majeſty*.

But with grief of Heart we cannot but obſerve, that to theſe Princely Offers, Your Majeſty has been Adviſed (by what ſecret Enemies to Your *Majeſty* and Your People we know not) to annex a Reſervation, which if inſiſted on, in the inſtance to which alone it is applicable, will render all Your Majeſties other Gracious Inclinations of no effect or advantage to us. Your Majeſty is pleaſed thus to limit Your promiſe of concurrence in the Remedies which ſhall be propoſed, that they may conſiſt with preſerving the *Succeſſion* of the Crown in its due and legal courſe of Deſcent. And we do Humbly inform Your Majeſty, that no Interruption of that Deſcent has been endeavoured by us, except onely the Deſcent upon the Perſon of the Duke of *York*, who by the wicked Inſtruments of the Church of

Rome, has been manifestly perverted to their Religion. And we do Humbly represent to Your Majesty, as the Issue of our most deliberate Thoughts and Consultations, that for the Papists to have their hopes continued that a Prince of that *Religion* shall succeed in the Throne of these Kingdoms, is utterly inconsistent with the *Safety* of Your Majesties Person., the *Preservation* of the Protestant Religion, and the Prosperity, Peace and Welfare of Your Protestant *Subjects*.

That Your Majesties *Sacred* Life is in continual danger, under the prospect of a Popish *Successor*, is evident, not onely from the pinciples of those devoted to the Church of *Rome*, which allow that an Heretical Prince (and such they term all Protestant Princes) Excommunicated and Deposed by the Pope, may be destroyed and murther'd; but also from the Testimonies given in the prosecution of the Horrid *Popish Plot*, against divers Traitors Attainted for designing to put those accursed principles into practice against Your Majesty.

From the expectation of this *Succession*, has the number of Papists in Your Majesties Dominions so much encreased within these few years, and so many been prevailed with to desert the true Protestant Religion, that they might be prepared for the Favours of a *Popish Prince*; assoon as he should come to the possession of the Crown: And while the same Expectation lasts, many more will be in the same danger of being perverted.

This it is that has hardened the *Papists* of this Kingdom, animated and confederated by their *Priests* and *Jesuits*, to make a *Common* purse, provide Arms, make application to Forreign Princes, and sollicite their Aid, for imposing Popery upon us; And all this even during your Majesty's Reign, and while your Majesty's Government, and the Laws were our protection.

It is Your Majestie's Glory and true Interest, to be the Head and Protector of all *Protestants*, as well abroad as at home: But if these hopes remain, what Alliances can be made for the advantage of the Protestant Religion and Interest, which shall give confidence to your Majesty's Allies, to join so vigorously with Your Majesty, as the State of that Interest in the world now requires, while they see this *Protestant Kingdom* in so much danger of a *Popish Successor*; by whom

at

at the preſent, all their Councils and Actions may be eluded, as hitherto they have been, and by whom (if he ſhould ſucceed) they are ſure to be deſtroyed?

We have thus humbly laid before your *Majeſty*, ſome of thoſe great Dangers and miſchiefs which evidently accompany the expectation of a *Popiſh Succeſſor*. The certain and unſpeakable Evils which will come upon your Majeſty's *Proteſtant Subjects* and their Poſterity, if ſuch a Prince ſhould inherit, are more alſothan we can well enumerate.

Our Religion, which is now ſo dangerouſly ſhaken, will then be totally overthrown; Nothing will be left, or can be found to protect or defend it.

The execution of old Laws muſt ceaſe, and it will be vain to expect new ones. The moſt ſacred Obligations of *C*ontracts and promiſes (if any ſhould be given) that ſhall be judged to be againſt the Intereſt of the *Romiſh Religion*, will be violated; as is undeniable, not only from Argument and experience elſewhere, but from the ſad Experience this Nation once had on the like occaſion.

In the Reign of ſuch a Prince, the Pope will be acknowledged Supream (though the Subjects of this Kingdom have ſworn the contrary) and all Cauſes, either as Spiritual, or in order to Spiritual Things, will be brought under his Juriſdiction.

The Lives, Liberties, and Eſtates of all ſuch *Proteſtants*, as value their Souls and their Religion more than their ſecular Concernments, will be adjudged forfeited,

To all this we might add: That it appears in the diſcovery of the Plot, that Forreign Princes, were invited to aſſiſt in ſecuring the *C*rown to the Duke of *York*; with arguments from his great Zeal to eſtabliſh Popery, and to extirpate Proteſtants (whom they call *Hereticks*) out of his Dominions; and ſuch will expect performance accordingly.

We further humbly beſeech your Majeſty, in your great wiſdom to conſider, whether in caſe the Imperial Crown of this Proteſtant Kingdom, ſhould deſcend to the Duke of *York*; the oppoſition which may poſſibly be made to his poſſeſſing it, may not only endanger the farther deſcent in the Royal Line, but even Monarchy it ſelf.

For

For these Reasons: we are most humble Petitioners to your most Sacred Majesty, That in tender commiseration of your poor Protestant people, your Majesty will be graciously pleased to depart from the reservation in your said Speech; and when a Bill shall be tendred to your Majesty, in a Parliamentary way, to disable the Duke of *York* from inheriting the Crown, your Majesty will give your Royal Assent thereto; and as necessary to fortify and defend the same, that your Majesty will likewise be graciously pleased to Assent to an Act whereby your *Ma*jesty's Protestant Subjects may be enabled to Associate themselves for the defence of your *Ma*jesty's Person, the Protestant Religion, and the *S*ecurity of your Kingdoms.

These Requests we are Constrained Humbly to make to your *Ma*jesty as of Absolute Necessity, for the safe and peaceable enjoyment of our Religion.

Without these things the Allyances of *England* will not be valuable, nor the People encouraged to Contribute to your *Ma*jesties service.

As some farther means for the preservation both of our *Religion* and *Propriety*; We are humble suiters to your *Ma*jesty, that from henceforth such persons onely may be Judges within the Kingdom of *England* and Dominion of *Wales*, as are men of ability, Integrity, and known affection to the *Protestant* R*eligion*. And that they may hold both their Offices and Sallaries, *quam diu se bene gesserint*: That (several Deputy-Lieutenants and Justices of the Peace, fitly qualified for those Imployments, having been of late displaced, and others put in their room, who are men of Arbitrary Principles, and Countenancers of *Papists* and Popery) such only may bear the Office of a Lord-Lieutenant as are persons of Integrity and known Affection to the *Protestant* R*eligion*. That Deputy-Lieutenants and Justices of the Peace may be also so qualified, and may be moreover *M*en of ability, of Estates and Interest in their Countrey.

That none may be Imployed as *M*ilitary Officers, or Officers in your *Ma*jesties Fleet, but men of known Experience, Courage & Affection to the *Protestant Religion*.

These our Humble Requests being obtained, we shall on our part be ready to Assist your *Ma*jesty for the preservation of *Tangier*, and for put-

putting your *Majesties* Fleet into such a Condition as it may preserve your *Majesties* Soveraignty of the *Seas*, and be for the Defence of the Nation.

If Your *Majesty* hath or shall make any necessary Allyances for defence of the *Protestant Religion*, and Interest and *Security* of this Kingdom; this House will be ready to Assist and *Stand* by Your *Maje*. sty in the support of the same.

After this our Humble Answer to Your Majesties Gracious *Speech*, we hope no evil Instruments whatsoever shall be able to lessen Your Majesties Esteem of that Fidelity and Affection we bear to Your *Majesties* Service; but that Your Majesty will always retain in Your Royal Breast, that Favourable Opinion of us Your Loyal *Commons*, that those other Good Bills which we have now under *Consideration*, Conducing to the Great Ends we have before mentioned; as also all Laws for the Benefit and Comfort of Your People, which shall from time to time be tendred for Your Majesties Royal Assent, shall find acceptance with Your Majesty.

Veneris 24 *die Decemb.* 1680.

A Bill for Sale of the Estate of *Jos: Cowden* deceased, for the payment of his Debts and raising of Portions for his Daughters, was read a second time and committed.

Ordered, That leave be given to bring in a Bill to repeal the Law made for regulating of Corporations.

Sir *Rich: Corbet* reports from the Committee of Elections and Priviledges to whom the Matter touching the Election for the Borough of St. *Edmundsbury*, in the County of *Suffolk*, was referred, that the Committee having taken the same into their consideration had agreed upon two Resolves, which he read in his place, and afterward delivered them in at the Clerks Table, where the same being read are as follow, *viz.*

Resolved, &c. That it is the Opinion of this Committee, that Sir *Tho: Harvey*, Kt. is duly Elected a Burgess to serve in this present Parliament for the Borough of St. *Edmundsbury* in the County of *Suffolk*.

Resolved,

Reſolved, &c. That it is the Opinion of this Committee, that *Tho: Germin*, Eſq; is duly Elected a Burgeſs to ſerve in this preſent Parliament for the Borough of St. *Edmundsbury* in the County of *Suffolk*.

To which Reſolves the Houſe agreed.

Mr. *Treby* reports to the Houſe from the Committee of Elections and Priviledges to whom the Matter of the Election for the Borough of *Barnſtaple*, in the County of *Devon*, was referred, that the Committee having taken the ſame into their conſideration had agreed upon two Reſolves which he read in his place, and afterwards delivered them in at the Clerks Table, where the ſame being read, are as follow *viz.*

Reſolved, &c. That *Arthur Acland*, Eſq; is not duly Elected a Burgeſs to ſerve in this preſent Parliament for the Borough of *Barnſtaple* in the County of *Devon*.

Reſolved, &c. That *Rich: Lee*, Eſq; is duly Elected a Burgeſs to ſerve in this preſent Parliament for the Borough of *Barnſtaple*.

To which Reſolves the Houſe agreed.

Mr. *Treby* farther acquaints the Houſe with ſeveral Miſdemeanours committed by *John Fairchild*, late Mayor of the ſaid Borough, at the ſaid Election.

Ordered, That the ſaid *John Fairchild* be ſent for in cuſtody of the Serjeant at Arms attending this Houſe to anſwer at the Bar of this Houſe for the Miſdemeanours by him committed at the ſaid Election.

Mr. *Treby* reports from the Committee of Elections and Priviledges to whom the Matter of the Election for the Borough of *Marlborough*, in the County of *Wilts*, was referred, That the Committee having taken the ſame into their conſideration had agreed upon two Reſolves, which he read in his place, and afterwards delivered them in at the Clerks Table, where the ſame being read, are as follow, *viz.*

Reſolved, &c. That *Tho:* Lord *Bruce* is duly Elected a Burgeſs to ſerve in this preſent Parliament for the Borough of *Marlborough* in the County of *Wilts*.

Reſolved, &c. That *Tho: Bennett*, Eſq. is duly Elected a Burgeſs to ſerve in this preſent Parliament for the ſaid Borough of *Marlborough*.

To

To which Reſolves the Houſe agreed.

The Report from the Committee appointed to examine the Matters of complaint againſt *Rich: Thompſon*, Clerk, being read at the Clerks Table, and the Matters being debated in the Houſe.

Reſolved, *Nemine contradicente*, That *Richard Thompſon*, Clerk, has publickly defamed His Sacred Majeſty, preached Sedition, vilified the Reformation, promoted Popery, by aſſerting Popiſh Principles, decrying the Popiſh Plot, and turning the ſame upon the Proteſtants; and endeavoured to ſubvert the Liberty and Property of the Subject, and the Rights and Priviledges of Parliament; and that he is a ſcandal and reproach to his Function.

Reſolved, &c. That the ſaid *Rich: Thompſon* be impeached upon the ſaid Report and Reſolution.

Ordered, That a Committee be appointed to prepare the ſaid Impeachment.

Ordered, That the ſaid Report and Reſolution of this Houſe thereupon be forthwith printed.

A Bill for exempting his Majeſties Proteſtant Subjects diſſenting from the Church of *England* from the Penalties of certain Laws was read a ſecond time.

Reſolved, &c. That the ſaid Bill be committed upon the Debate of the Houſe to the Committee to whom the Bill for Uniting of His Majeſties Proteſtant Subjects is committed upon the Debate of the Houſe.

A Bill for Baniſhing Papiſts out of the King's Dominions was read a ſecond time.

Reſolved, &c. That the Bill be committed upon the Debate of the Houſe.

Then the Houſe adjourned to *Thurſday* the 30 of this inſtant *December*.

Jovis 30 *die Decemb:* 1680.

THE Clerk of the Crown being called in, amended the Return for *Barnſtaple* in the County of *Devon*, by razing out the Name of

Arthur Ackland, and inſerting the Name of *Rich: Lee*, Eſq; in the Indenture.

Ordered, That Mr. *Thiſtlethwayte*, a Member of this Houſe, have leave to go into the Countrey.

A Petition of *William Townſend* was read.

Ordered, That it be referred to the Committee appointed to receive complaints againſt the Proceedings of Eccleſiaſtical Courts, to Examine the Matter of the ſaid Petition, and to report the ſame, with their Opinions therein, to the Houſe.

Sir *George Downing* reports from the Committee to whom the Bill for the better Encouragement of the Woollen Manufacture of *England*, by the general wearing thereof, was committed; That they had agreed to ſeveral Amendments to be made to the Bill, which he read in his place, and afterwards delivered them in at the Clerks Table, where the ſame being read, were, upon the Queſtion, ſeverally agreed to by the Houſe.

The Queſtion being propoſed, that the ſaid Bill and Amendments be Engroſſed,

And a Debate ariſing in the Houſe thereupon,

Reſolved, &c. That the Debate be Adjourned to this Day Fortnight.

Ordered, That the Grand Committee of Trade do ſit on next Saturday ſeven-night.

Ordered, That the Committee appointed to prepare Evidence againſt the Lords in the *Tower*, do look into the Evidence againſt the Four Popiſh Lords in the *Tower*, and do report their Opinions to the Houſe, in order to the further directions and proceedings of the Houſe againſt them.

Ordered, That an humble application be made to His Majeſty from this Houſe, by ſuch Members thereof as are of His Majeſties moſt Honourable Privy Council, to deſire His Majeſty to give Orders, That the Information and Evidence given by Mr. *Serjeant* and others, before His Majeſty in Council, in the Caſe of *John Gavan*, Executed for High Treaſon; And alſo all other Evidences, Informations, Writings, Letters and Papers delivered in to the Council relating to the Popiſh Plot, may be communicated to this Houſe.

Reſolved

Reſolved, That the ſeveral Writings, Papers and Proceedings relating to ſuch Members of the late Long Parliament, who received allowances out of the Monies appointed for ſecret Service, be produced to this Houſe.

Reſolved *Nemine contradicente*, That no Member of this Houſe ſhall accept of any Office or place of Profit from the Crown, without the Leave of this Houſe; or any promiſe of any ſuch Office or place of Profit, during ſuch time as he ſhall continue Member of this Houſe.

Reſolved, That all Offenders herein, ſhall be Expelled this Houſe.

Ordered, That the Bill for the better Diſcovery of Settlements of Eſtates for ſuperſtitious Uſes, be read to Morrow morning the firſt Buſineſs.

The Reſolutions of the Houſe of Commons, for the Impeachment of Sir William Scroggs *Knt. Chief Juſtice of the Court of* King's-Bench; *Sir* Thomas Jones *Knight, one of the Juſtices of the ſame Court.*

Sir Richard Weſton *Knight, one of the Barons of the Court of* Exchequer.

Upon the report of the Committee of the Commons Appointed to Examine the Proceedings of the Judges in Weſtminſter-Hall, *and to Report the ſame, with their opinions therein to the Houſe*; and alſo upon the RESOLVES and VOTES *of the Commons in Parliament, upon that* Report *relating to the* Arbitrary *and* Illegal *proceedings of the ſaid Judges.*

Thurſday 23d. of *December.* 1680.

THis Committee being informed, that in *Trinity*-Term laſt, the Court of *Kings-Bench* diſcharg'd the Grand Jury, that ſerved for the Hundred of *Oſſulſton* in the County of *Middleſex*, in a very unuſual manner; proceeded to enquire into the ſame,

and found by the Information of *Charles Umfrevill*, Esq; Foreman of the said Jury, *Edward Proby*, *Henry Gerard*, and *John Smith*, Gentlemen, also of the said Jury, That on the 21*th*. of *June* last, the Constables attending the said Jury, were found defective, in not presenting the *Papists* as they ought, and thereupon were Ordered by the said Jury to make further Presentments of them on the 26th following, on which Day the Jury met for that purpose; when several Peers of this Realm, and other Persons of Honour and Quality, brought them a Bill against *James* Duke of *York*, for not coming to *Church*: But some Exceptions being taken to that Bill, in that it did not set forth the said Duke to be a *Papist*, some of the Jury attended the said persons of Quality to receive satisfaction therein. In the mean time, and about an Hour after they had received the said Bill, some of the Jury attended the Court of *Kings-Bench* with a Petition, which they desired the Court to present in their Name unto His Majestie for the Sitting of this *Parliament*. Upon which the Lord Chief Justice *Scroggs* raised many Scruples, and on pretence that they were not all in Court (tho twenty of the *Jury* had subscribed the Petition) sent for them, saying, he would dispatch them presently. The *Jury* being come, and their Names called over, they renewed their desire that the Court would present their petition: But the Chief Justice asked, if they had any Bills? they answered, They had, but the Clerks were drawing them into Form: Upon which the Chief Justice said, They would not make two Works of one Business: & the Petition being Read, he said, This was no Article of their Charge, nor was there any Act of *Parliament* that required the Court to deliver the Grand *Juries* Petitions: That there was a *Proclamation* about them; And that it was not reasonable the Court should be obliged to run on their Errands: And he thought it much, that they should come with a Petition to alter the King's Mind declared in the News Book. The *Jury* said, They did it not to Impose on the Court, but (as other Juries had done) with all Submission they desired it: But the Court refused, bidding the Cryer return them their Petition: And Mr. Justice *Jones* told them, they had meddled with matters of State, not given them in Charge, but presented no Bills of the Matters given in Charge. They answered as before

the

they had many before them, that would be ready in due time. Notwithstanding which, the said Justice *Jones* told them, They were discharged from further Service. But *Philip Ward* (the Clerk that attended the said Jury) cryed out, No, No, they have many Bills before them; for which the Court understanding (as it seems to this Committee) a secret reason, which the Clerk did not, reproved him, Asking if he or they were to give the Rule there? The Cryer then told the Court, they would not receive their Petition; the Chief Justice bid him let it alone; so it was left there, and the Jury returned to the Court-house, and there found several Constables with presentments of *Papists* and other offenders, as the *Jury* had directed them on the 21th before, but could not now receive the said Presentments, being discharged. Whereby much business was obstructed, though none of the said Informants ever knew the said Jury discharged before the last Day of the Term, which was not till Four days after. And it further appeareth to the Committee, by the evidences of *Samuel Astrey*, *Jasper Waterhouse*, and *Philip Ward*, Clerks that have long served in the said Court, That they were much surprized at the said discharging of the Jury, in that it was never done in their Memory before; and the rather, because the said *Waterhouse*, as Secondary, constantly enters on that Grand Juries paper, that the last day of the Term is given them to return their Verdict on, as the last day but one is given to the other Two Grand Juries of that County, which entry is as followeth.

Trinit 32. Car. 2d.

Middlesex. Offulston Hundred — *Juratores habent diem ad Veredictum suum reddendum usq; diem Mercurij proxime post tres Septimanas, Sancte Trinitatis*

Being the last day of the Term, and so in all the other Terms the last day is given; which makes it appear to this Committee, That they were not in truth Discharged for not having their Presentments ready, since the Court had given them a longer day, but onely to obstruct their further Proceedings: And it appeareth by the Evidence afore-

foreſaid to this Committee, That the four Judges of that Court were preſent at the Diſcharging of the ſaid Jury, and it did not appear that any of them did Diſſent therein; upon Conſideration whereof, the Committee came to this Reſolution.

Reſolved,

That it is the opinion of this Committee, that the Diſcharging of the Grand Jury of the Hundred of *Oſſulſton* in the County of *Middleſex* by the Court of Kings Bench in *Trinity* Term laſt, before the laſt day of the Term, and before they had finiſhed their Preſentments, was Illegal, Arbitrary, and an high Miſdemeanour.

This Committee proceeded alſo to inquire into a Rule of the Court of *Kings-Bench*, lately made againſt the publiſhing a Book called, *The Weekly Pacquet of Advice from* Rome; *or*, *The Hiſtory of* Popery: and *Samuel Aſtrey* Gent. examined thereupon, inform'd this Committee, that the Author of the ſaid Book *Henry Car*, had been informed againſt for the ſame and had pleaded to the Information: but before it was Tryed, a Rule was made on a motion, as he ſuppoſeth, againſt the ſaid Book: All the Judges of that Court (as he remembers) being preſent, and none diſſenting. The Copy of which *Rule* he gave in to this Committee, and is as followeth.

Dies Mercurij proxime poſt tres Septimanas, ſancte Trinitatis. Anno 32 Car. 2d. *Regis.*

Ordinatum eſt quod liber intitulat, The Weekly *Pacquet* of Advice from *Rome*, or, The Hiſtory of *Popery*, *non ulterius Imprimatur vel publicetur per aliquam Perſonam quam cunq*; *Per. Cur.*

And this Committee admiring that Proteſtant Judges ſhould take offence againſt a Book whoſe chief deſign was to expoſe the Cheats and Foppery of Popery, enquired further into it, and found by the Evidence of *Jane Curtis*, that the ſaid Book had been Licens'd for ſeveral Months, that her Huſband paid for the Coppy, and enter'd it in the Hall-Book of the Company: But for all this ſhe could not prevail by theſe Reaſons with the Lord Chief Juſtice *Scroggs* to permit it any longer; who ſaid, 'Twas a Scandalous Libel, and againſt the King's Proclamation, and he would ruine her if ever ſhe printed it any more: And ſoon after

er ſhe was ſerved with the ſaid Rule, as the Author and other Printers were; and by the Author's Evidence it appears, That he was taken and brought before the ſaid Chief Juſtice by his Warrant above a year ſince, & upon his owning he writ part of that Book, the Chief Juſtice called him Rogue, and other ill names; ſaying he would fill all the Goals in *England* with ſuch Rogues, and pile them up as men do Faggots; and ſo Committed him to priſon, refuſing ſufficient Bayl, and ſaying, he would Goal him to put him to Charges; and his Lordſhip obſerved his word punctually therin, forcing him to his *Habeas Corpus*, and then taking the ſame Bayl he refuſed before; upon which, this Committee came to this Reſolution.

Reſolved, That it is the opinion of the Committee, That the Rule made by the Court of *Kings-Bench* in Trinity Term laſt, againſt printing a Book called, *The Weekly Pacquet of Advice from* Rome, is Illegal and Arbitrary.

And the Committee proceeded further, and upon Information that a very great latitude had been taken of late by the Judges, in impoſing Fines on the perſons found Guilty before them, cauſed a Tranſcript of all the Fines impoſed by the *Kings-Bench* ſince *Eaſter-Term* in the 28*th.* of His *Majeſties* Reign, to be brought before them from the ſaid Court by *Samuel Aſtrey* Gent: by peruſal of which, it appear'd to this Committee, That the quality of the offence, and the Ability of the perſon found Guilty, have not been the Meaſures that have determined the quantity of many of theſe Fines, which being ſo very numerous, the Committee refer themſelves to thoſe Records as to the general, inſtancing in ſome particulars, as followeth.

Trint. 2. Car. 2. Upon *Joſeph Brown* of *London*, Gent. on an Information for publiſhing a printed Book called *The Long Parliament Diſſolved*; in which is ſet forth theſe words: *Nor let any man think it ſtrange, that we account it treaſon for you to ſit and act contrary to our Laws: for if in the firſt Parliament of* Richard *the ſecond:* Grimes *and* Weſton *for lack of Courage only were adjudged guilty of High Treaſon for ſurrendring the places committed to their truſt; how much more you, if you turn Renegadoes to the people that intruſted you, and as much as in you lye ſurrender not a little pitiful Caſtle or two, but all the legal defence of the people of* Eng-

England *have for their Lives, Liberties, and Properties, at once. Neither let the vain perſuaſion delude you, That no preſident can be found, that one Engliſh Parliament hath hang'd up another; tho peradventure even that may be proved a miſtake: for an unpreſidented Crime calls for an unpreſidented puniſhment; and if you ſhall be ſo wicked to do the one, or rather endeavour to do (for now you are no longer a Parliament) what ground of confidence you can have that none will be found ſo worthy to do the other, we cannot underſtand: and do faithfully promiſe, if your unworthineſs provoke us to it, that we will uſe our loneſt and utmoſt endeavours (whenever a new Parliament ſhall be called) to chuſe ſuch as may convince you of your miſtake: the old and infallible Obſervation,* That Parliaments are the pulſe of the people, *ſhall loſe its eſteem: or you will find that this your preſumption was over-found, however it argues but a bad mind, to ſin, becauſe it's believed it ſhall not be puniſhed.* The Judgment was, That he be fin'd 1000. Marks, be bound to the good behaviour for ſeven years, and his name ſtruck out of the Roll of the Attorneys, without any offence alledged in his ſaid Vocation. And the publiſhing this Libel conſiſted only in ſuperſcribing a Pacquet, with this incloſed, to the *Eaſt Indies*. Which Fine he not being able to pay (living only upon his Practice) he lay in priſon for three years, till His Majeſty graciouſly pardon'd him, and recommended him to be reſtored to his Place again of Attorney, by His Warrant dated the 15. of *Decemb.* 1679. Notwithſtanding which, he has not yet obtained the ſaid Reſtauration from the Court of Kings Bench.

Hill. 29 & Car. 2.

Upon *John Harrington* of *London*, Gent. for ſpeaking theſe words laid in *Latin* thus: *Quod noſtra Gubernatio de tribus ſtatibus conſiſtibat, & ſi Rebellio eveniret in regno; & non accideret contra omnes tres ſtatus, non eſt Rebellio.* A Fine of 1000 *l.* Sureties for the good behaviour for ſeven years, and to recant the words in open Court; which Fine he was in no capacity of ever paying.

31 & 32. 2.

Upon *Benjamin Harris* of *London* Stationer, on an Information for printing a Book call'd *An appeal from the Countrey to the City*, ſetting forth theſe words: *We in the Countrey have done our parts, in chuſing for the*

the generality good Members to ſerve in Parliament: but if (as our two Laſt Parliaments were) they muſt be diſſolved or prorogued whenever they come to redreſs the grievances of the ſubject, we may be pitied, not blam'd, if the Plot takes effect; and in all probability it will. Our Parliaments are not then to be condemn'd, for that their not being ſuffer'd to ſit, occaſion'd it. Judgment to pay 500 *l.* Fine, ſtand on the Pillory an hour, and give Sureties for the good behaviour for three years. And the ſaid *Benj: Harris* inform'd this Committee, That the Lord Chief Juſt: *Scroggs* preſt the Court then to add to this Judgment his being publickly whipt; but Mr. Juſtice *Pemberton* holding up his hands in admiration at their ſeverity therein, Mr. Juſtice *Jones* pronounc'd the Judgment aforeſaid; and he remains yet in priſon, unable to pay the ſaid Fine.

Notwithſtanding which ſeverity in the Caſes forementioned, this Committee has obſerved the ſaid Court has not wanted in other caſes an extraordinary compaſſion and mercy, though there appear'd no publick reaſon judicially in the Tryal; as in particular:

Eod: 31, & 32. *Car:* 2. Upon *Thomas Knox* principal, on an Indictment of ſubornation and conſpiracy againſt the teſtimony and life of Dr. *Oates* for Sodomy; and alſo againſt the teſtimony of *William Bedloe*; a Fine of 200 Marks, a years Impriſonment, and to find Sureties for the good behaviour for three years.

Eod: Ter: Upon *John Lane*, for the ſame offence, a Fine of 100 Marks, to ſtand in the Pillory for an hour, and to be impriſon'd for one year.

Eod: 32. *Car:* 2. Upon *John Tasborough* Gent: on an Indictment for ſubornation of *Stephen Dugdale*, tending to overthrow the whole Diſcovery of the Plot: The ſaid *Tasborough* being affirmed to be a perſon of good quality, a Fine of 100 *l.*

Eod: Ter: Upon *Ann Price* for the ſame offence, 200 *l.*

Trin: 32. *Ca:* 2. Upon *Nathaniel Thompſon* and *William Badcock*, on an Information for Printing and Publiſhing weekly a Libel, call'd *The true Domeſtick Intelligence*: or *News both from City and Countrey*; and known to be Popiſhly affected, a Fine of 3, 6, 8, one each of them.

Upon *Mathew Turner*, Stationer, on an Information
Eod: Ter. for vending and publiſhing a Book call'd *The Compendium*, where in the Juſtice of the Nation in the late Tryals of the Popiſh Conſpirators, even by ſome of theſe Judges themſelves, is highly Arraign'd; and all the Witneſſes for the King horribly aſperſt: and this being the Common Notorious Popiſh Book-ſeller of the Town, Judgment to pay a Fine of 100 Marks, and is ſaid to be out of Priſon already,

Upon *Loveland*, on an Indictment for a Noto-
Trin. 32. *C* 2. rious Conſpiracy and Subornation againſt the Life and Honour of the Duke of *Buckingham*, for Sodomy, a Fine of 5 *l.* and to ſtand an hour in the Pillory.

Upon *Edward Chriſtian*, *Eſq*; for the ſame offence, a
Mich. 32. Fine of 100 Marks, and to ſtand an hour in the Pillory.
C. 2. And upon *Arthur Obrian*, for the ſame offence, a *Fine* of 20 Marks, and to ſtand an hour in the Pillory.

Upon Conſideration whereof, this Committee came to this Reſolution:

Reſolved, That it is the Opinion of this Committee, That the Court of *Kings-Bench* (in the Impoſition of Fines on Offenders of late years) hath acted Arbitrarily, Illegally and Partially, favouring Papiſts, and perſons Popiſhly affected, and exceſſively oppreſſing His Majeſties Proteſtant Subjects.

And this Committee being inform'd, That ſeveral of His Majeſties Subjects had been committed for crimes baylable by Law, although they then tendred ſufficient ſureties, which were refus'd, only to put them to vexation and charge, proceeded to enquire into the ſame, and found that not only the foremention'd *Henry Carr* had been ſo refus'd the common Right of a *S*ubject, as is aboveſaid; but that *George Broome* being a Conſtable laſt year in *London*, and Committing ſome of the Lord Chief Juſtice *Scroggs* Servants for great diſorders, according to his Duty, he was in few days arreſted by a Tipſtaff, without any *London* Conſtable, and carried before the ſaid Chief Juſtice by His Warrant, to anſwer for the committing of thoſe perſons aboveſaid; but being there, was accuſed of having ſpoken irreverently of the ſaid Chief Juſtice; and an *Affidavit* read to him to that purpoſe, which was falſly (as the ſaid *George Broome* affirms

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Sworn againſt him by two perſons that uſe to be Common Bayl in that Court, and of very ill reputation. Upon which he was committed to the *Kings Bench*, though he then tendred two able Citizens and Common-Council men of *London* to be his Bayle: and he was forc't to bring his *Habeas Corpus* to his great charge before he came out; when the Marſhall, Mr. *Cooling*, exacted 5 *l.* of him; of which he complain'd to the Chief Juſtice, but had no other Anſwer, but he might take his Remedy at Law. But the ſaid Marſhall fearing he ſhould be queſtioned, reſtor'd him two *Guineys* of it.

And further this Committee was inform'd by *Francis Smith*, Bookſeller, That about *Michaelmas* was Twelvemonth he was brought before the ſaid Chief Juſtice by his Warrant, and charged by the Meſſenger, *Robert Stephens*, That he had ſeen ſome parcels of a Pamphlet, call'd *Obſervations on Sir* George Wakeman's *Tryal*, in his Shop: Upon which the Chief Juſtice told him, he would make him an Example; uſe him like a Boar in *France*, and pile him and all the Bookſellers and Printers up in Priſon, like Faggots; and ſo Committed him to the *Kings-Bench:* Swearing and Curſing at him in great fury. And when he tendred three ſufficient Citizens of *London* for his Bail, alledging Impriſonment in his Circumſtances would be his utter ruine, the Chief Juſtice replied, the Citizens lookt like ſufficent perſons, but he would take no bail; and ſo he was forc'd to come out by *Habeas Corpus*, and was afterwards informed againſt for the ſame matter, to his great charge and vexation. And a while after *Francis* (the Son of the ſaid *Francis Smith*) was committed by the ſaid Chief Juſtice, & bail refus'd, for ſelling a Pamphlet call'd, *A New years gift* for the ſaid Chief Juſtice, to a Coffee-houſe; and he declared to them he would take no bail, for he would ruine them all.

And further it appear'd to this Committee, that the ſaid Chief Juſtice (about *October* was twelve month) committed in like manner *Jane Curtis*, ſhe having a husband and children, for ſelling a Book call'd *A Satyr againſt injuſtice*, which his Lordſhip call'd a Libel againſt him; and her friends tendring ſufficient Bail, and deſiring to have mercy on her poverty, and condition; he ſwore by the name of God ſhe ſhould go to priſon; and he would ſhew no more mercy than they could expect from a Wolf that came to devour them; and ſhe might bring

her *Habeas Corpus* and come out ſo: Which ſhe was forc'd to do; and after inform'd againſt and proſecuted to her utter ruin, four or five Terms after.

In like manner it appeared to this Committee, that about that time alſo, *Edward Berry* (Stationer of *Grays Inn*) was committed by the ſaid Chief Juſtice, being accus'd of ſelling *The Obſervations on Sir George* Wakeman's *Tryal*; and though he tendred 1000 *l.* Bail, yet the Chief Juſtice ſaid, he would take no Bail, he ſhould go to Priſon, and come out according to Law. And after he with much trouble and Charge got out by *Habeas Corpus*, he was forc'd by himſelf, or His Attorney, to attend five Terms before he could be diſcharged, though no information was exhibited againſt him in all that time. In conſideration whereof, and of others of the like Nature, (too tedious here to relate) this Committee came to this Reſolution.

Reſolved.

That it is the Opinion of this Committee, That the refuſing ſufficient Bail in theſe Caſes, wherein the perſons Committed were Bailab'e by Law; was Illegal, and a High Breach of the Liberty of the Subject.

And this Committee being Informed of an extraordinary kind of a Charge, given at the laſt Aſſizes at *Kingſton* (in the County of *Surrey*) by Mr. *Baron Weſton*, and proceeding to examine ſeveral perſons then and there preſent; It was made appear to this Committee, by the Teſtimony of *John Cole*, *Richard Mayo*, and *John Peirce*, Gentlemen, and others (ſome of whom put down the ſaid Barons words in writing immediately) that part of the ſaid Charge was to this effect: He inveighed very much againſt *Farel*, *Luther*, *Calvin*, and *Zuinglius*, condemning them as Authors of the Reformation: which was againſt their Princes minds, and then adding to this purpoſe, *Zuinglius ſet up his Fanaticiſme, and Calvin built on that bleſſed Foundation: And to ſpeak truth, all his Diſciples are ſeaſoned with ſuch a ſharpneſs of ſpirit, that it much concerns Magiſtrates to keep a ſtrait hand over them: And now they are reſtleſs, amuſing us with fears, and nothing will ſerve them but a Parliament: For my part, I know no Repreſentative of the Nation but the King; all power Centers in him: 'Tis true, he does intruſt it with*

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his Miniſters. but he is the ſole Repreſentative; and I faith, he has wiſdom enough to intrnſt it no more in theſe men, who have given us ſuch late Examples of their wiſdom and Faithfulneſs. And this Committee taking the ſaid matter into their Conſideration, came to this Reſolution.

Reſolved,

That it is the Opinion of this Committee, that the ſaid Expreſſions in the Charge given by the ſaid *Baron Weſton*, were a Scandal to the Reformation, in Derogation of the Rights and Priviledges of Parliaments, and tending to raiſe Diſcord between his Majeſty and his Subjects.

And this Committee being Informed by ſeveral Printers and Bookſellers, of great Trouble and Vexation given them unjuſtly by one *Robert Stephens*, (called a Meſſenger of the Preſs) the ſaid *Stephens* being Examined by this Committee, by what Authority he had proceeded in that manner, Produced two Warrants under the hand and Seal of the Chief Juſtice *Scroggs*, which were, *In hac verba*:

Angl. ff. WHereas *There are divers ill diſpoſed perſons who daily Print and Publiſh many Seditious and Treaſonable Books and Pamphlets, endeavouring thereby to diſpoſe the minds of his Majeſties Subjects to Sedition and Rebellion. And alſo infamous Libels reflecting upon particular perſons, to the great ſcandal of his Majeſties Government. For ſuppreſſing whereof, his Majeſtie hath lately iſſued out his Royal Proclamation. And for the more ſpeedy ſuppreſſing the ſaid Seditious Books, Libels and Pamphlets, and to the end that the Authors and Publiſhers thereof may be brought to their puniſhment.*

Theſe are to will and require you, and in His Majeſties Name to charge and command you, and every of you, upon ſight hereof, to be Aiding and Aſſiſting unto Robert Stephens, *Meſſenger of the Preſs in the ſeizing on all ſuch Books & Pamphlets as aforeſaid, as he ſhall be informed of in any Book-ſellers or Printers Shops or Warehouſes, or elſewhere whatſoever, to the end they may be diſpoſed as*

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to Law ſhall appertain; Alſo if you ſhall be informed of the Authors, Printers, or Publiſhers of ſuch Books or Pamphlets as are abovementioned, you are to apprehend them, and have them before one of His Majeſties Juſtices of the Peace, to be proceeded againſt according to Law. Dated this 29th *day of* November, 1679.

To *Robert Stephens Meſſenger* of the Preſs, & To all Mayors, Sheriffs, Bayliffs, Conſtables, and all other Officers and Miniſters whom theſe may concern.

WILLIAM SCROGGS.

Angl.ſſ. WHereas *The Kings Majeſtie hath lately Iſſued out His Proclamation for ſuppreſſing the Printing and Publiſhing Unlicenſed News-Books, and Pamphlets of News: Notwithſtanding which, there are divers Perſons who do daily Print and Publiſh ſuch unlicenſed Books and Phamphlets.*

Theſe are therefore to Will and Require You, and in his Majeſties Name to Charge and Command You, and every of you, from time to time, and at all times, ſo often as you ſhall be thereunto required, to be Aiding and Aſſiſting to Robert Stephens, *Meſſenger of the Preſs, in the Seizing all ſuch Books and Pamphlets as aforeſaid, as he ſhall be informed of, in any Book-ſellers Shop, or Printers, Shop or Ware-houſes, or elſewhere whatſoever, to the end they may be diſpoſed of as to Law ſhall appertain. Likewiſe, if you ſhall be informed of the Authors, Printers or Publiſhers of ſuch Books and Pamphlets, you are to apprehend them, and have them before Me or one of His Majeſties Juſtices of the Peace*

to be Proceeded againſt as to law ſhall appertain. Dated this 28th. Day of May, Anno Dom. 1680.

To all *Mayors, Sheriffs, Bayliffs, Conſtables*, and all other Officers and *Miniſters* whom theſe may concern.

WILLIAM SROGGS.

To R*obert Stephens*, Meſſenger of the Preſs.

Upon View whereof this Committe came to this Reſolution.

Reſolved, *That it the Opinion of this Committee, That the ſaid Warrants are Arbitrary and Illegal.*

And this Committee being informed of certain *Scandalous* Diſcourſes, ſaid to be uttered in publick places by the Lord Chief Juſtice *Scroggs*, proceeded to Examine *Sir Robert Atkins*, late one of the Juſtices of the Common-pleas, concerning the ſame, by whom it appears, That at a *Seſſions* dinner at the *Old Bayly* (in the Majora'ity of Sir *Robert Clayton*) who was then preſent, The ſaid Chief Juſtice took Occaſion to ſpeak very much againſt Petitioning, Condemning it as Reſembling 41, as Factious and tending to Rebellion, or to that Effect to which the ſaid Sir *Robert Atkins* made no reply, ſuſpecting he waited for ſome Advantage over him: But the Chief Juſtice continuing and preſſing him with the ſaid Diſcourſe, he began to Juſtifie Petitioning as the Right of the People, eſpecially for the Sitting of a Parliament, which the Law Requires, if it be done with Modeſty and Reſpect. Upon which the Chief Juſtice fel! into a great Paſſion; and there is ſome reaſon to believe, that ſoon after he made an ill Repreſentation of what the ſaid Sir *Robert* had then ſpoke unto his Majeſtie. And this Committee was further Informed, that the ſaid Sir

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Robert Atkins being in Cercuit with the ſaid Chief Juſtice at Summer Aſſizes was Twelve-month, at *Monmouth*, (*Mr. Arnold*, *Mr. Price* and Mr. *Bedlow* being then in company) the Chief Juſtice fell ſeverely in publick upon Mr. *Bedlow*, taking off the credit of his Evidence, & acknowledging he had overſhot himſelf in it, or to that Effect; very much to the diſparagement of his Teſtimony: And the ſaid Sir *Robert* defending Mr. *Bedlow*'s Evidence and credit, he grew extream angry and loud, ſaying to this effect, *That he verily believed* Langhorn *dyed innocently.* To which the ſaid Sir *Robert* replied, he wondred how he could think ſo, who had condemned him himſelf, and had not moved the King for a Reprieve for him. All which Matters of diſcourſe this Committee humbly ſubmit to the wiſdom and conſideration of this Houſe, without taking upon them to give any Opinion therein.

And this Committee proceeded further to inquire into ſome Paſſages that happened at *Lent Aſſizes* laſt for the County of *Somerſet*, at the Tryal of *Thomas Dare* Gent. there, upon an Indictment for ſaying falſly and ſeditiouſly, *That the Subjects had but two means to Redreſs their Grievances, One by Petitioning, the Other by Rebellion:* And found, that though by his other diſcourſe when he ſaid ſo, that it appeared plainly he had no rebellious intent, in that he ſaid, *Then God forbid there ſhould be a Rebellion, he would be the firſt man to draw his Sword againſt a Rebel*; yet he was proſecuted with great violence: And having pleaded *Not Guilty*, he moved Mr. Juſtice *Jones* (who then ſat Judge there) that he might try it at the next *Aſſiſes*, for that Mr. *Searle* (who was by at the ſpeaking of the words, and a material Witneſs for his defence) was not then to be had, and an *Affidavit* to that purpoſe was made and recieved. But the ſaid Juſtice *Jones* told him, That was a favour of the Court onely, and he had not deſerved any Favour, and ſo forc'd him to try it preſently. But the Jury, appearing to be an extraordinary one, provided on purpoſe, being all of Perſons that had highly oppoſed Petitioning for the ſitting of this Parliament, he was adviſed to withdraw his Plea; and the ſaid Juſtice *Jones* encouraging him ſo to do, he confeſt the words, denying any evil intention, and gave the ſaid Juſtice an account in writing of the Truth of the whole Matter, and made a ſubmiſſion in Court, as he was directed by the ſaid Juſtice, who promiſed to recommend him to His Majeſty, but impoſed a Fine of 500 *l.*

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on him, and to be bound to the good behaviour for three years; Declaring alſo, That he was turned out from being a Common Councellor of the Corporation of *Taunton* in the ſaid County, on pretence of a clauſe in their Charter, giving ſuch a power to a Judge of *Aſſize*. And the ſaid *Thomas Dare* remains yet in priſon, for the ſaid Fine; in which matter of the Tryal aforeſaid, this Committee deſireth to refer it ſelf to the Judgment of this Houſe.

The Reſolutions of the Houſe of Commons upon the ſaid Report.

1. THat it is the Opinion of this Houſe, That the Diſcharging of the Grand Jury of the Hundred of *Oſwaldſton*, in the County of *Middelſex*, by the Court of *Kings Bench* in *Trinity Term* laſt, before the laſt day of the Term & before they had finiſhed their Preſentments, was Arbitrary and Illegal, deſtructive to publick Juſtice, a manifeſt violation of the Oaths of the Judges of that Court, & a means to ſubvert the Fundamental Laws of this Kingdom, and to Introduce Popery.

2. THat it is the Opinion of this Houſe, That the Rule made by the Court of *Kings Bench* in *Trinity Term* laſt, againſt Printing of a Book, called *The Weekly Pacquet of Advice from Rome*, is Illegal and Arbitrary, thereby uſurping to themſelves Legiſlative Power, to the great diſcouragement of the Proteſtants, and for the countenancing of Popery.

3. THat it is the Opinion of this Houſe, That the Court of *Kings Bench* in the Impoſition of Fines on Offenders, of late years have acted Arbitrarily, Illegally, and Partially, favouring Papiſts and perſons Popiſhly affected, and exceſſively oppreſſing His Majeſties Proteſtant Subjects.

4. THat it is the Opinion of this Houſe, That the refuſing ſufficient Bail in theſe Caſes, wherein the perſons committed were Bailable by Law, was Illegal, and a high breach of the Liberties of the Subject.

5. THat it is the Opinion of this Houſe, That the ſaid expreſſions in the Charge given by the ſaid Baron *Weſton*, were a Scandal to the Reformation, and tending to raiſe diſcord between His Majeſty and His Subjects, and to the Subverſion of the Ancient Conſtitution of Parliaments, and of the Government of this Kingdom.

6. THat it is the Opinion of this Houſe, That the ſaid Warrants are Arbitrary and Illegal.

The Reſolutions of the Commons for the Impeachment of the ſaid Judges.

Reſolved,

THat Sir *William Scroggs* Knight Chief Juſtice of the Court of *Kings Bench*, be Impeached upon the ſaid Report, and the Reſolutions of the Houſe thereupon.

Reſolved, That Sir *Thomas Jones*, one of the Juſtices of the ſaid Court of *Kings-Bench*, be Impeached upon the ſaid Report, and Reſolutions of the Houſe thereupon.

Reſolved That Sir *Richard Weſton*, one of the Barons of the Court of *Exchequer*, be Impeached upon the ſaid Report, and Reſolutions of the Houſe thereupon.

Ordered, That the Committee appointed to prepare an Impeachment againſt Sir *Francis North*, Chief Juſtice of the Court of *Common-Pleas*, do prepare Impeachments againſt the ſaid Sir *William Scroggs*, Sir *Thomas Jones*, and Sir *Richard Weſton*, upon the ſaid Report and Reſolutions.

Ordered, That the ſaid Report, and ſeveral Reſolutions of this Houſe thereupon be Printed; and that Mr. *Speaker* take care in the Printing thereof apart from this days other Votes.

Ve-

Veneris 31 die Decemb. 1680.

A Bill prohibiting the Importation of forein Guns was read a ſecond time.

The Queſtion being put that the Bill be committed.

It paſſed in the Negative.

Reſolved, That the Bill be rejected.

Ordered, That leave be given to bring in a Bill for regulating the Abuſes in making of Casks, Barrels, and other Veſſels.

Ordered, That a Committee be appoinied to peruſe the Laws relating to Weights and Meaſures, and to report their opinions therein to the Houſe, and to bring in a Bill or Bills for the better regulating and aſcertaining the ſame.

Ordered, That leave be given to bring in a Bill for a general Naturalization of Alien Proteſtants, and allowing them liberty to exerciſe their Trades in all Corporations.

A Bill for the Relief of the Subject againſt Arbitrary Fines was read a ſecond time.

Reſolved, The the Bill be committed.

Mr. *Hyde* acquaints the Houſe that His Majeſtie, according to the order of the Houſe, having been attended by ſuch Members of this Houſe as are of His Majeſties moſt Honourable Privy Council, deſiring His Majeſtie to give Orders that ſuch Evidence and Informations as were given in to the Council by Mr. *Serjeant* and others in the Caſe of *John Gavan* executed for High Treaſon; and for all other Evidences Papers, Writings, Letters and Informations, delivered in to the Council relating to the Popiſh Plot, might be communicated to this Houſe: His Majeſtie was pleaſed to declare his Commands that the ſame ſhould be delivered accordingly.

And further acquainted the Houſe, That Sir *John Nicholas* one of the Clerks of the Council had aſſured him that all the ſaid Papers were already tranſmitted to the Houſe of Lords.

And then the Houſe Adjourned to Munday Morning eight of the Clock.

The REPORT from the Committee of the Commons in Parliament, appointed by the Honourable Houſe of Commons, to conſider the Petition of *Richard Thompſon* of *Briſtol*, Clerk; and to Examine Complaints againſt him.

And the RESOLUTION of the Commons in Parliament upon this REPORT, for his Impeachment of HIGH Crimes and Miſdemeanors.

At the Committee appointed to take into Conſideration the Petition of *Rich. Thompſon*, Clerk; and to examine the complaints againſt him.

Friday, *Decemb.* 24. 1680.

In the firſt place,

THE Committee read unto the ſaid *Thomſon*, the Heads of Complaint againſt him; Which (for the moſt part) he denying, deſired to have his Accuſers brought Face to Face: Whereupon the Committee proceeded to the Examination of Witneſſes to prove the ſaid Complaint.

The firſt Witneſs *Examined, ſaith,*

That there being a great noiſe and rumor, that *Mr. Thompſon* had prepared a Sermon to be Preached on the *Thirtieth of January,*

nuary, 1679. the ſaid Witneſs went to the ſaid Sermon, and did hear Mr. *Thompſon* publikly declare, That the *Preſbyterians* were ſuch Perſons, as the very *Devil* Bluſh't at them; and that the Villain *Hamden* grudged, and made it more Scruple of Conſcience, to give Twenty Shillings to the King, for ſupplying his Neceſſities by Ship-*M*oney and Loan, which was His Right by Law, than to raiſe Rebellion againſt Him: And that the Presbyterians are worſe (and far more Intolerable) than either Prieſts or Jeſuits.

The ſecond ſaith,

That hearing a great Talk & Noiſe ſpread of a Sermon to be Preached by Mr. *Thompſon*, on the 30th. of *January* 1679. was minded to hear the ſame, and accordingly did; at which he writ ſome Notes; amongſt which he ſaith; That Mr. *Thompſon* openly Preached that the *Devil* Bluſh't at the Presbyterians; and that the Villain *Hamden* grudged more to give the King 20 *S*hillings, which was His juſt due by Law, (*S*hip-Money and Loan) than to raiſe Rebellion againſt Him; and that a *Preſbyterian*-Brother, *qua talis*, was as great a Traytor by the Statute, as any *Prieſt* or *Jeſuite* whatſoever.

That he heard, that Mr. *Thompſon* ſaid; that he hoped the *Presbyterians* would be pulled out of their Houſes, and the Jayles filled with them: and wiſh't their Houſes burnt.

The Third ſaith,

That he was Cited to the Biſhops Court, to receive the Sacrament laſt *Eaſter*; but being out of Town at that time, did Receive it at a place called *Purl* in *Wilt-ſhire*; and that a month after he came Home, was again Cited to the ſaid Court, and he did accordingly appear, and told the Court, That he hoped his Abſence and buſineſs might be accepted for a lawful Excuſe: Upon which Mr. *Thompſon* immediatly ſaid, That they would proceed to Excommunicate him,

Upon

Upon which this Informant produced his Certificate, of which the Chancellor approved, and ſaid, It was Lawful. Hereupon Mr. *Thompſon* ſaid, That his Receiving the Sacrament from any other Miniſter, than the Miniſter of the Pariſh wherein he dwelled, Was Damnation to his Soul; and that he would maintain this Doctrine.

The fourth ſaith,

That being at *Briſtol* Fair, he heard a great talk and noiſe of a *Satyr-Sermon* prepared, and deſigned to be preached by Mr. *Thompſon* againſt the Preſbyterians, on the 30th of *January*, 1679; and that very many reſorted to hear him: In which *Sermon*, the ſaid Mr. *Thompſon* declared and ſaid, That there was a great talk of a Plot: but (ſays he) a Preſbyterian is the man: And further added, that the Villain *Hamden*, ſcrupled to give the King 20. s. upon *Ship* Money and Loan, which was his due by law, but did not *Scruple* to raiſe Rebellion againſt him.

The fifth ſaith,

That Mr. *Thompſon* in a *Sermon* Preached the 30 of *January*; 1679. did ſay that the Preſbyterians did ſeem to out-vie *Mariana*, and that *Calvin* was the firſt that Preached the *King-Killing Doctrine*; aud that after he had quoted *Calvin* often, ſaid, if this be true then, a *Presbyterians* Brother *qua talis*, is as great a Traytot as any Prieſt or Jeſuite; And that then he condemned all the Proceedings of Parliaments.

The ſixth ſaith,

That the ſaid Mr. *Thompſon* had utter'd many ſcandalons words concerning the Act for *Burying in Woollen*, affirming, That the makers of that Law, were a company of *Old Fools and Fanaticks, and that he would bring a School-Boy, ſhould make a better Act than that, and Conſtrue it when he had done.*

The

The ſeventh ſaith,

That Mr. *Thompſon* in a Sermon by him Preached (while Petitions for the ſitting of this Parliament were on foot) ſpeaking of a ſecond *Rebellion* by the *Scoth*, who had framed a formidable Army, and came as far as *Durham* to deliver a Petition forſooth; and that they ſeemed rather to *Command*, than *Petition* their Sovereign to grant; And comparing that Petition with the then Petition on Foot, greatly invey'd againſt it, and ſcoffed much at it.

The Eighth ſaith,

That Mr. *Thompſon*, (when the Petition was on Foot for the ſitting of this Parliament) uſed at the Funeral Sermon of one Mr. *Wharton* theſe words, (pointing at the Dead ſaid) That he was no ſchiſmatical Petitioning Rebel, and that by his inſtigations, the Grand Jury of *Briſtol* made a Preſentment of their Deteſtation againſt Petitioning for the ſitting of the Parliament; that the ſaid Mr. *Thompſon* had told him, that he was Governour to Mr. *Narbor*, when he was beyond Sea; and ſaid, That he had been very often (and above one hundred times) at Maſs, in the great Church at *Paris*, and uſually gave half a Crown to get a place to hear a certain Doctor of that Church, and that he was like to be brought over to that Religion; and that when he went beyond Sea, did not know but that he might be of that Religion before his return. That he is very cenſorious, and frequently caſts evil aſperſions againſt ſeveral Divines at *Briſtol* of great Note, *viz.* Mr. *Chetwind*, Mr. *Standfaſt*, Mr. *Croſman*, Mr. *Palmer* and others, ſaying, That ſuch as went to their Lectures, were the Brats of the Devil.

The Ninth ſaith,

That Mr. *Thompſon* in his Preaching inveyed bitterly againſt ſubſcribing Petitions for Sitting of this Parliament, ſaying, That it was the Seed of Rebellion and like to Forty one; and that the Devil ſet them on work, and the Devil would pay them their Wages; ſaying, That before he would ſet his hand to ſuch Petitions, he would cut it off, yea and cut them off.

The Tenth ſaith,

That about 2 pears ſince, being in the Chancel of St. *Thomas* Church in *Briſtol* where Queen *Elizabeth's* Effigies is, Mr. *Thompſon* pointing his Finger to it, ſaid, That ſhe was the worſt of Women, and a moſt lewd and infamous Woman: Upon which this Informant replied, He never heard any ſpeak ill of her; thereupon Mr. *Thompſon* ſaid, She was no better than a Church-Robber, and that *Henry* the 8th begun it, and that ſhe finiſh'd it.

The Eleventh Rowe ſaith,

That in the year 1678, he waited on the Mayor to Church, and that Mr. *Thompſon* who was there, railed at *Henry* the Eighth, ſaying, He did more hurt in Robbing the Abby Lands, than he did good by the Reformation. That after Dinner Mr. *Thompſon* comes to this Informant, and claps his Hands on his ſhoulders, ſaying: Hah Boy, had Queen *Elizabeth* been living you needed not to have been Sword-bearer of *Briſtol.* The ſaid *Rowe* asked him why? He replyed, She loved ſuch a luſty Rogue (ſo well) as he was; and he would have been very fit for her Drudgery at *Whitehall.*

The Twelfth ſaith,

That he heard a great noiſe of a Sermon to be Preached by Mr. *Thompſon* on the 30th of *January*, 1679. to the ſecond part of the ſame Tune;

Tune: And that he was preſent at the ſame Sermon, in which Mr. *Thompſon* ſaid, There was a great noiſe of a Popiſh Plot, but, ſays he, Here is nothing in it but a Presbyterian Plot; for here they are going about to Petition for the Sitting of the Parliament, but the end of it will be to bring the Kings Head to the Block, as they have done his Father.

The Thirteenth ſaith,

That in *January* laſt, or thereabouts, there was a Petition going about for the Sitting of this Parliament, when Mr. *Thompſon*, in *Redcliff* Church, in his Sermon, ſaid, It was a Seditious and Rebellious Petition, and rather than he would ſign it, his Hand ſhould be cut off.

The Fourteenth ſaith,

The Eighth day of *April*, he going to pay Mr. *Thompſon* his Dues ſpeaking concerning the Meeters in private; Mr. *Thompſon* ſaid, He would hall them out and fill the Goals with them, and hoped to ſee their houſes a fire about their Ears in a ſhort time; and this he the ſaid *Thompſon* doubled again and again.

The fifteenth ſaith,

That about *December* 1679, Mr. *Thompſon* came to viſit his Mother, being ſick, and diſcourſing of Religion, ſhe ſaid, *Thompſon* ſaid, If he were as well ſatisfied of other things, as he was of Juſtification, Auricular Confeſſion, Penance, Extream Unction and Criſme in Baptiſm, he would not have been ſo long ſeparated from the Catholick Church. And further affirmed, That the Church of Rome was the True Catholick Church. He further endeavoured to prove Extream Unction, and Auricular Confeſſion, as well as he could, out of the Epiſtles. Further, he hath heard him ſay, The King was a Perſon of mean and ſoft Temper, and could be led eaſily to any thing, but yet a *Solomon* in vices; but that the Duke of *York*, was a Prince of a brave Spirit, would

be faithful to his Friends, and that it was our own Faults that he was a Roman Catholick, in that we forc't him to fly into *France* where he imbraced that Religion: About the ſame time, he the ſaid *Thompſon*, ſaid the Church would be Militant, but greatly commended the decency of *S*olemnizing the Maſs in *France*; and that it was performed with much more *R*everence and Devotion then any other Religion doth uſe. He further heard him ſay in a Sermon, about the time of Petitioning, he would rather cut off his hand then Sign it; and had many bad expreſſions of it that it was the Seed of Rebellion and like 40 and 41. And further, the ſaid Mr. *Thompſon* at one *Sanford*'s Shop door in *Briſtol*, ſpeaking of *Bedlow*, ſaid, That he was not to be believ'd, becauſe *Bedlow* had ſaid he, meaning Mr. *Thompſon*, was at St. *Omers*, where Mr. *Thompſon* ſaid he was not; and that *Bedlow* was of a bad Life and in many Plots, and not to be credited in any thing he ſaid: And that in another Diſcourſe he commended the Romiſh Clergy for their ſingle Life and is himſelf ſo; and did at the ſame time Vilify & Rail at the Engliſh Clergy for Marrying; ſaying it was better for a Clergy Man to be Guelt, then to Marry, & that the Calviniſts in *France* were Lecherous Fellows, and could ſcarce be two years a Prieſt without a Wife. About the time, and after the Election of Sir *John Knight* to this Parliament, Mr. *Thompſon* ſaid he was not fit to be believ'd, and as bad as any Fanatick. He further ſaid in the Pulpit at St. *Thomas*'s, that after Excommunication by the Biſhop without Abſolution from the *S*piritual Court, ſuch a one was ſurely Damned; and he would Pawn his Soul for the Truth of it.

Evidence ended, Mr. *Thompſon* after the Evidence given by every particular perſon Face to Face, was asked to every one, If he had any Queſtions to ask before they called another? Who anſwer'd, he ſhould not ſay any thing at preſent. When the Witneſſes before-mentioned, were all Examined, Mr. *Thompſon* being deſir'd to make his Defence, and declare whether he were Guilty of the Matters laid to his charge; did for the greateſt part confeſs words ſpoken to that effect; and in other things endeavoured to turn the words with more favour towards himſelf; but the Witneſſes being of great Credit, and many more being ready to have made good the ſame things, the Committee lookt upon the buſineſs to be of a high Nature, therefore ordered the matter to be reported ſpecially; leaving it to the Wiſdom of the Houſe,

The

The Reſolution of the Houſe of Commons upon the ſaid Report.

Reſolved, Nemine contradicente,

THat *Richard Thompſon* Clerke: Hath publickly defamed his Sacred Majeſty, Preached Sedition, vilified the Reformation, Promoted Popery, by aſſerting Popiſh Principles, decrying the Popiſh Plot, and turning the ſame upon the Proteſtants; and endeavoured to ſubvert the Liberty and property of the Subject, and the Rights and Priviledges of Parliament; and that he is a Scandal and Reproach to his Function.

And that the ſaid Richard Thompſon, *be Impeached upon the ſaid Report and Reſolution of the Houſe. And a Committee is appointed to prepare the ſaid Impeachment, and to receive further Inſtructions againſt him: and to ſend for Perſons, Papers, and Records.*

Lunæ 3. Die Januarii. 1680.

AN Engroſſed Bill for the Naturalization of *Peter Elers* and others was read a third time.

Reſolved, That the Bill do paſs, and that the Title be, *An Act for the Naturalization of* Peter Elers *and others Aliens born*,

Ordered, That *Mr. Papillon* do carry up the ſaid Bill to the Lords for their Concurrence.

An Engroſſed Bill for the prohibiting the importation of Cattle from *Scotland*, was Read a third time

Reſolved, That the Bill do paſs, and that the Title be, *An Act limiting the times of Importation of Cattle from* Scotland.

Ordered, That Sir *George Downing* do carry up the Bill to the Lords for their Concurrence.

A Bill for repealing an Act made in the 13th year of His now Majeſties Reign, Entituled, *An Act for the well Governing and Regulating of Corporations*, was read the firſt time.

Reſolved, That the Bill be read a ſecond time on *Thurſday* morning next.

A Bill for the better Diſcovery of Settlements of Eſtates for ſuperſtitious Uſes, was read the firſt time.

Reſolved, That the Bill be read a ſecond time on *Fryday* morning next after Ten of the Clock in a full Houſe.

Mr. *Treby* Reports from the Committee of Elections and Priviledges, to whom the matter touching the Election for the Borough of *Steyning* in the County of *Suſſex* was referred, That the Committee having taken the ſame into their Conſideration, had agreed upon two Reſolves, *viz.*

1. That *John Tufton* Eſq; was not duly elected a Burgeſs, to ſerve in this preſent Parliament for the Burrough of *Steyning* in the County of *Suſſex*.

2. That *Philip Gell* Eſq; is duly Elected a *B*urgeſs, to ſerve in this preſent Parliament, for the Burrough of *Steyning*.

To both which Reſolves the Houſe agreed with the *C*ommittee.

Ordered, That the *C*lerk of the Crown do attend to morrow morning, to amend the Return for *Steyning*.

A Petition of *John Fairchild* in Cuſtody of the Serjeant at Arms attending this Houſe was read.

Ordered, That the ſaid *John Fairchild* be brought to the Bar of this Houſe to morrow morning.

A Meſſage from the Lords by *Sir John Coell* and *Sir Timothy Baldwin*.

Mr. Speaker, The Lords have ſent this Houſe a Bill, entituled, *An Act for diſtinguiſhing Proteſtant Diſſenters from Popiſh Recuſants*, to which they deſire the Concurrence of this Houſe.

Sir *Edward Harley* Reports from the Committee, to whom the Bill to regulate Elections of Members to ſerve in the Commons Houſe of Parliament, and the Bill to prevent the Offences of Bribery and *D*ebauchery in ſuch Elections were committed, That the Committee ha-

having taken the ſaid Bills into their Conſideration, had reduced the ſame into one Bill, and had agreed upon ſeveral amendments to be made, and Clauſes to be added to the ſame, which he read in his place, and afterwards delivered the ſame in at the Clerks Table; which, with ſome amendments made at the Table upon the queſtion, were ſeverally agreed to by the Houſe, the Clauſe to be inſerted being Read.

Ordered, That the ſaid Clauſe be recommitted to the ſaid Committee upon the Debate of the Houſe.

A Meſſage from the Lords by Sir *John Coell* and Sir *Timothy Baldwin*.

Mr. Speaker, The Lords have ſent us to put this Houſe in mind of the Bill for the better regulating the Tryals of the Peers of *England*.

A Meſſage from the Lords by Sir *Miles Cook* and Sir *Adam Oteley*.

Mr. Speaker, We are commanded to acquaint this houſe, That the Lords have received a Petition from Mr. *Seymour*, wherein he deſires a day may be appointed for his ſpeedy Tryal; that their Lordſhips finding no Iſſue by replication of the Commons, think fit to give this *H*ouſe notice thereof.

The Anſwer of *Edward Seymour* Eſq; to the Articles of Impeachment exhibited againſt him, by the Commons aſſembled in Parliament, was read.

Ordered, That a Committee be appointed to prepare Evidence againſt Mr. *Seymour*, and manage the ſame at his Tryal.

Sir *Richard Corbet* Reports from the Committee, appointed to prepare an Impeachment againſt Sir *William Scroggs* Knight, Chief Juſtice of the Court of Kings Bench, upon the former Report of the ſaid Committee, and the Reſolutions of the Houſe thereupon, That the Committee having taken the matters to them referred into Conſideration, had agreed upon ſeveral Articles of Impeachment againſt the ſaid Sir *William Scroggs*, which he read in his place, and afterwards delivered them in at the Clerks Table, where the ſame were read.

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The Question being proposed, that the said Articles be engrossed, Debate arising in the House thereupon.

Resolved, That the Debate be adjourned till *Wednesday* morning next, after ten of the Clock in a full House.

Martis 4. *die Januarii*, 1680.

THe Clerk of the Crown being called in amended the Return for the Borough of *Stayning* in the County of *Sussex* by taking off the Indenture wherein *John Tufton* Esq; was returned, and by rasing out the name of the said *John Tufton* and inserting the name of *Philip Gell*, Esq; in the other Indenture.

A Petition of *Algernoon Sydney*, Esq; touching the Election for the Borough of *Agmondesham* in the County of *Bucks* was Read.

Ordered, That the Merits of the said Petitioner be heard at the Bar of this House upon Wednesday the 12th of this Instant *January*.

Sir *William Temple* delivered in a Message from His Majesty to this House, which being Read by Mr. Speaker, the House Resolved to take the said Message into Consideration upon Friday next after ten of the Clock in a a full *House*.

A Message from the Lords by Sir *Timothy Baldwin* and Sir *Miles Cooke*.

Mr. *Speaker*,

We are commanded to acquaint this *House* that the Lords have past a Vote, *viz.*

Die Martis 4: *Januarii* 1680.

Resolved by the Lords Spiritual and Temporal in Parliament Assembled, That they do declare that they are fully satisfied that there now is, and for divers years last past there hath been, a *Horrid* and Treasonable Plot and Conspiracy contrived and carried on by those of the Popish Religion in *Ireland*, for Massacring the *English*, and Subverting the Protestant Religion, and the ancient establish'd Government of that Kingdom, to which their Lordships desire the concurrence of this House.

They have further commanded us to acquaint this *House*, That their

their Lordſhips have agreed to the Bill ſent from this *Houſe* Entituled *An Act for the Rectifying ſeveral Errors and Miſtakes in the Marriage Settlement of Sir* Charles Hoghton, *Baronet*, without any Amendments.

The *Houſe* according to their Order, proceeded to the calling over the Members thereof.

Ordered, That ſuch Members of this *Houſe* whoſe default of attendance was entred this day, be ſent for in cuſtody of the *Serjeant* at Arms attending this *Houſe*, and that they be not admitted to ſit in the *Houſe* before they ſhall have paid their Fees and have the leave of this *Houſe*.

Reſolved, *Nemine contradicente*.

That ſuch Members of this Houſe, who in this time of Imminent danger do abſent themſelves without the leave of the Houſe, are to be reputed Deſerters of their Truſt and Neglectors of that Duty they owe to this Houſe and their Country.

Ordered, That the Committee appointed to receive Informations touching the Popiſh Plot in *Ireland* do ſit at four of the Clock this afternoon in the Speaker's Chamber.

Mercurii 5. *Die Januarii* 1680.

A Bill to ſupply a defective Conveyance, made by *Roger Price* of the Mannor of *Weſtbury* in the County of *Bucks*, was Read a ſecond time.

Reſolved, That the Bill be committed.

Ordered, That ſuch Members who were ordered to be ſent for in Cuſtody of the Serjeant at Arms, for not attending the ſervice of this Houſe at the Call of the ſame yeſterday made, And who were in town laſt night, be admited to ſit in the Houſe, without paying Fees.

Ordered, That Dr. *Burnet* be deſired to proceed with, and compleat that good Work by him begun, in writing and Publiſhing the Hiſtory of the *Reformation of the Church of* England.

A Petition of *Thomas Hobby* Esq; touching the Election for *Great Marlow* in the County of *Bucks*, was Read.

Ordered, That the Merits of this Cause, be heard at the Bar of this House, this day seven-night.

A Petition of *Richard Thompson* Clerk, in Custody of the Serjeant at Arms attending this House, was Read,

Ordered, The said Serjeant at Arms be impowred to receive sufficient security for the forth-coming of the said *Richard Thompson*, to answer to the Impeachment against him.

A Petition of *Samuel Nash* and others, complaining against the *African* Company, was Read.

Ordered, That the Consideration of the said Petition be referred to the Committee to whom a former Petition of divers Merchants against the *African* Company, was referred, to examine the matter thereof, and Report the same, with their opinions therein to the House.

The House then according to their Order, Resumed the adjourned Debate, touching the Articles of Impeachment, delivered in to the House against *Sir. Willi: Scroggs* Kt. Chief Justice of the Court of *King's Bench*.

Upon the Debate thereof,

Resolved, That the said *Sir William Scroggs* be impeached upon the said Respective Articles.

Resolved, That the said Articles be engrossed.

Ordered, That the Lord *Cavendish* do carry up the said Articles to the Lords.

Ordered, That the Committee appointed to examine the Proceedings of the Judges in *Westminster-hall*, and to prepare Impeachments against *Sir Francis North* Chief Justice of the Court of Common-Pleas; *Sir Thomas Jones* one of the Justices of the Court of *Kings Bench*, and *Sir Richard Weston*, one of the Barons of the Court of Exchequer, do bring in such Impeachments with all convenient speed.

Ordered, That Mr. *Macnamara*, Mr. *Maurice Fitz Gerald*, and Mr. *Murtogh Downy* do attend this House to morrow morning, 10 of the Clock.

The House being informed, that one *Bowyer* was upon Intimation given by the Committee, appointed to prepare Evidence against

againſt the Popiſh Lords in Tower, taken into cuſtody.

Ordered, That the ſaid *Bowyer* be delivered into the hands of the Serjeant at Arms attending this Houſe, and that he be brought to the Bar of this Houſe to Morrow morning at Ten of the Clock, in order to his Examination.

Ordered, That *Richard Green* and *Woodhouſe* do attend to Morrow morning at Ten of the clock.

Ordered, That the Committee appointed to receive Informations, touching the Popiſh Plot in *Ireland*, do ſit this Afternoon in the Speakers Chamber, and that the ſaid Committee do make Report to the Houſe of the Matters to them referred, at Nine of the clock to Morrow morning.

Jovis 6 die Januarii, 1680.

A Bill for the more eaſie collecting the Duty of Hearth-mony was read a ſecond time.

Reſolved, That the Bill be committed upon the Debate of the Houſe.

A Bill for repealing an Act made in the 13th. year of his now Majeſties Reign, Entitled, *An Act for the well governing of Corporations* was Read the ſecond time.

Reſolved, That the ſaid Bill be committed upon the debate of the Houſe.

Ordered, That Mr. *S*peaker do ſuſpend the iſſuing out of any Warrant for taking into cuſtody *Sir Philip Skippon*, who made default in attending the Houſe at the Call thereof on Tueſday laſt

Colonel *Birch* reports from the Committee appointed to receive Informations relating to the Popiſh Plot in *Ireland*. That the Committee, having proceeded upon the Matters to them referred, had taken ſeveral Examinations and received the Anſwer of *Sir John Davis*, and had alſo peruſed ſeveral Informations tranſmittted from the Houſe of Lords relating to the ſaid Plot, all which he Read in his place, and afterwards delivered the ſame in at the Clerks Table where the ſame were again Read.

The Houſe then taking into conſideration the Meſſage ſent from the Lords on Tueſday laſt, wherein they deſire the concurrence of this Houſe, the Houſe reſolved,

That this Houſe doth agree with the Lords in the ſaid Vote with the addition of theſe words, *That the Duke of* York *being a Papiſt, and the expectation of his coming to the Crown, hath given the greateſt Countenance and Encouragement thereto as well as to the horrid Popiſh Plot in this Kingdom of* England.

Reſolved, That that the ſaid Vote be delivered to the Lords at a Conference.

Ordered, That a Committee be appointed to draw up reaſons to be offered at the ſaid Conference.

Ordered, That the ſeveral Informations of *John Macnamara*, *Maurice Fitz-Gerrald* and *James Naſh*, this day Read to the Houſe relating to the *Iriſh* Plot be forthwith Printed.

Reſolved, That *Richard Poure* Earl of *Tyrone* in the Kingdom of *Ireland* be Impeached of high Treaſon.

Ordered, That the Lord *Durſeley* do go up to the Bar of the Lords and Impeach him of high Treaſon in the name of this Houſe and of all the Commons of *England*, and do pray that he may be committed to ſafe cuſtody.

Ordered That the Committee appointed to prepare the Evidence againſt the Popiſh Lords in the Tower do prepare the ſaid Impeachment.

Ordered, That the further conſideration of the ſaid Report in relation to *Arthur* Earl of *Angleſey* and *Sir John Davis* be adjourned to Saturday morning next ten of the Clock in a full Houſe.

Veneris 7. Die Januarii 1680.

THe Engroſſed Articles of Impeachment of Sir *William Scroggs* Chief Juſtice of the Court of *Kings-Bench*, of High Treaſon and other great Crimes and Miſdemeanours being Read, the ſame were carried up to the Lords by the Lord *Cavendiſh*.

Or-

Ordered, That Mr. *Lewknor* and Collonel *Strangewayes* have leave to go into the Countrey, for Recovery of their Health.

A Bill to prevent vexatious Actions was read a first time.

Resolved, That the Bill be read a second time.

A Bill to prevent Brewers to be Justices of the Peace in the place where they exercise that Trade, was read the first time.

Resolved, That the said Bill be read a Second time.

A Bill to prevent the Simony of one person from prejudicing another, was read the first time.

Resolved, That the said Bill be read a second time.

A Bill for the Bettter discovery of Settlements of Estates for superstitious uses, was read a second time.

Resolved, That the Bill be Committed upon the Debate of the House.

The House being informed, that one *John Fancourt* had lately spoken certain seditious and dangerous words, for which he hath been Secured in the City of *Lincoln*.

Ordered, That it be Referred to the Committee Appointed to receive Informations touching the Popish Plot, to Examine the Matter of this Information, and to report the same, with their Opinions therein to the House.

The House then according to their Order, entered into the Consideration of His Majesties Message sent to this House on *Tuesday* last.

Resolved, That it is the opinion of this House, that there is no security or safety for the Protestant Religion, the Kings Life, or the well Constituted and Established Government of this Kingdom, without passing a Bill for disabling *James* Duke of *York* to Inherit the Imperial Crown of *England* and *Ireland*, and the Dominions and Territories thereunto belonging; and to rely upon any other Means or Remedies, without such a Bill, is not only insufficient but dangerous.

Resolved, That His Majestie in His last message, having assured this House of his Readiness to concur in all other means, for the preservation of the Protestant Religion; this House doth declare, that untill a Bill be likewise passed for excluding the Duke of *York*, this House cannot give any Supply to His Majestie, without danger to his Majesties

ſties Perſon, extream hazard of the Proteſtant Religion, and unfaithfulneſs to thoſe by whom this Houſe is intruſted.

Reſolved, That all perſons who adviſed his Majeſtie in his laſt Meſſage to this Houſe, to inſiſt upon an opinion againſt the Bill for excluding the Duke of *York*; have given pernicious Counſel to His Majeſtie, and are Promoters of Popery, and Enemies to the King and Kingdom.

Reſolved, That it is the opinion of this Houſe, that *George* Earl of *Hallifax* is one of the Perſons who adviſed His Majeſtie in his laſt Meſſage to this Houſe, to inſiſt upon an opinion againſt the Bill for excluding the Duke of *York*, and hath therein given pernicious Counſel to his Majeſty, and is a promoter of Popery, and an Enemy to the King and Kingdom.

Reſolved, That an humble Addreſs be preſented to His Majeſtie, to remove *Laurence Hide* Eſq; from his Majeſties Council and preſence, and from his Office in the Treaſury for ever.

Reſolved, That an humble Addreſs be preſented to his Majeſty, to remove *Henry* Marquis of *Worceſter* from his Preſence and Council, and all the Offices and Imployments of Honour and profit for ever.

Reſolved, That it is the Opinion of this Houſe, that *Henry* Marquis of *Worceſter* is one of the Perſons who adviſed his Majeſtie in his laſt *Meſſage* to this Houſe, to inſiſt upon an opinion againſt the Bill for excluding the Duke of *York*, and hath therein given pernicious Counſel to his Majeſtie, and is a promoter of Popery, and an Enemy to the King and Kingdom.

Reſolved, That it is the opinion of this Houſe, That *Henry* Earl of *Clarendon* is one of the perſons who Adviſed his Majeſty in His laſt Meſſage to this Houſe to inſiſt upon an Opinion againſt the Bill for excluding the Duke of *York*, hath therein given pernicious Council to his Majeſtie, and is a Promoter of Popery, and an Enemy to the King and Kingdom.

Reſolved, That it is the Opinion of this Houſe, that *Lewis* Earl of *Feverſham* is a promoter of Popery, and of the French Intereſt, & a dangerous Enemy to the King and Kingdom.

Re-

Reſolved, That an humble Addreſs be made to his Majeſtie to remove *Lewis* Earl of *Feverſham*, from all Military Offices and Commands, and from all other Publick Offices and Imployments, and from His Majeſties preſence for ever.

A Motion being made for an Addreſs to His Majeſty to remove *Edward Seymour* Eſq; from His Majeſties Council and Preſence.

Ordered, That the Debate thereof be adjourned to *Munday* morning next.

Ordered, That the Committee Appointed to prepare an Addreſs to His Majeſty, in Anſwer to his *Majeſties Meſſage* relating to *Tangier*, do prepare an humble Addreſs to *His Majeſtie* upon the Reſolutions and Debate of the Houſe.

Reſolved, That whoſoever ſhall hereafter Lend, or cauſe to be lent by way of Advance, any money upon the branches of the King's Revenue ariſing by Cuſtoms, Exciſe, or *Hearth Money*, ſhall be adjudged to hinder the Sitting of Parliaments, and ſhall be reſponſible for the ſame in Parliament.

Reſolved, That whoſoever ſhall Accept or Buy any Tally of Anticipation upon any part of the Kings *Revenue*; or whoſoever ſhall pay ſuch Tally hereafter to be ſtruck, ſhall be adjudged to hinder the Sittings of Parliaments, and ſhall be reſponſible therefore in Parliament.

Sabbati 8. *die Januarii*, 1680.

A Petition of ſeveral Clothiers and others concerned in the furniſhing and quartering of the Forces lately disbanded was Read.

Ordered, That it be referred to the Committee for receiving the Accounts of the Commiſſioners Appointed to disband the ſaid Army, to examine the matter of the ſaid Petition, and report the ſame with their Opinions therein to the Houſe.

A Meſſage from the Lords by Sir *John Coell* & Sir *Timothy Baldwin*.

Mr. Speaker, The Lords have ſent us to give this Houſe notice that their Lordſhips have appointed this day ſeven night for hearing the Cauſe upon the Impeachment of Mr. *Seymour*, and that this Houſe may reply if they think fit.

Or-

Ordered, That Mr. *Chaffin* have leave to go into the Country.

Information being given to the Houſe by the Serjeant at Arms, that Sir *John Lloyd*, Sir *Edward Phillips*, *Herbert Herring*, *Samuel Verdon*, *Miles Baſpole* *Iles*, and *Arthur Teemans*, who for divers great Miſdemeaners, by them committed againſt the Priviledge of this Houſe were Ordered to be taken in cuſtody of the ſaid Serjeant do ſo abſcond themſelves, that the ſaid order cannot be put in Execution againſt them.

Ordered, That an humble application be made to His Majeſty from this Houſe by ſuch Members thereof as are of His Majeſties moſt Honourable Privy Council, deſiring His Majeſty to iſſue out His Royal Proclamation for the apprehending the ſaid ſeveral perſons, in caſe they ſhall not render themſelves to the Serjeant by a certain day therein to be limited.

Ordered, That a Committee be appointed to inquire and examine what Popiſh Prieſts convict are in Newgate and other Gaols in this Kingdom, and to enquire into their conditions and circumſtances upon the Debate of the Houſe.

Mr. *Treby* reports from the Committee of Elections and Priviledges to whom the matter touching the Election for the Borough of *Queen-borough* in the County of *Kent* was referred. That the Committee having taken the ſame into their conſideration, had agreed upon two Reſolves which he read in his place, and afterwards delivered them in at the Clerks Table, where the ſame being read are as follow, *viz.*

Reſolved, That *James Herbert*, Eſq; is not duly Elected a Burgeſs to ſerve in this preſent Parliament for the Borough of *Queenborough* in the County of *Kent*.

Reſolved, That *William Glanvill*, Eſq; is duly Elected a Burgeſs to ſerve in this preſent Parliament for the ſaid Borough of *Queenborough*.

To which Reſolves the Houſe agreed.

The Clerk of the Crown being called in amended the Return for the ſaid Borough, by raſing out the name of the ſaid *James Herbert*, and inſerting the name of the ſaid *William Glanvill* in the Indenture.

Ordered, That Mr. *Dowly* a Member of this Houſe have leave to go into the Country for recovery of his health.

Ordered, That the Chairman of the Committee of Grievances, to whom

whom the Petition of Mr. *Baldwin Leighton* was referred, do make Report thereof to the Houſe on Monday morning next.

Ordered, That the matter in queſtion relating to *Arthur* Earl of *Angleſey* and Sir *John Davis*, which was appointed for this day, be adjourned to Monday morning next ten of the clock.

Ordered, That a Committee be appointed to inſpect the Journals of this Houſe and of the Houſe of Lords and Preſidents to juſtifie and maintain that the Lords ought to commit Perſons to ſafe cuſtody when Impeach'd for High Treaſon by the Commons in Parliament, and to make Report thereof to the Houſe.

Lunæ 10 *Die Januarii* 1680.

Reſolved, That whoſoever adviſed His *Majeſtie* to Prorogue this Parliament, to any other Purpoſe than in Order to the paſſing of a Bill for the Excluſion of *James* Duke of *York*, is a betrayer of the King, the Proteſtant Religion, and of the Kingdom of *England*; a promoter of the *French* Intereſt, and a Penſioner to *France*.

Reſolved, That the thanks of this Houſe be given to the City of *London*, for their manifeſt Loyalty to the King, their Care, Charge and Vigilancy for the Preſervation of *His Majeſties* Perſon, and of the Proteſtant Religion.

Ordered, That the members that ſerve for the City of *London*, do accordingly give them the thanks of this Houſe.

Reſolved, That it is the opinion of this Houſe, that the City of *London* was burnt in the year 1666 by the Papiſts, deſigning thereby to introduce Aribitrary Power and Popery into this Kingdom.

Reſolved, That the Commiſſioners of the Cuſtoms, & other Officers of the Cuſtom-Houſe, have wilfully broken the Law prohibiting the Importation of *French* Wines, and other Commodities; And that if they ſhall hereafter Wilfully or Negligently break that Law, they ſhall be queſtioned therefore in Parliament.

Reſolved, That it is the opinion of this Houſe, That *James* Duke of *Monmouth* hath been Removed from his Offices and Commands, by the Influence of the Duke of *York*.

Ordered,

Ordered, That an humble Application be made to His *Majesty* from this House, by such members thereof as are of His *Majesties* most Honourable Privy *Council*, to desire his *Majesty* to restore the said *James* Duke of *Monmouth*, to his said Offices and *Commands*.

Resolved, That it is the opinion of this House, that the prosecution of Protestant Dissenters upon the Penal Laws, is at this time Grievous to the *Subject*, a weakning of the Protestant Interest, an Encouragement to *Popery*, and Dangerous to the *Peace* of the Kingdom.

A *Message* from the King by Sir *Edward Cartaret* Usher of the Black Rod.

Mr. Speaker,

The King commands this Honourable House to attend Him immediately in the House of Peers; and accordingly *Mr. Speaker* went up with the House to attend His *Majesty*, who was pleased to Prorogue this present Parliament to next Thursday seven-night, being the 20th. day of this instant *January* 1680.

His Majesty gave His Royal assent to the Act, Prohibiting the Importation of Cattle from *Ireland*.

And to the Act, For Supplying the late Act for Burying in Woollen.

And to an Act, To Rectifie Errors in Sir *Charles Houghton*'s Settlement.

*EC65.G798P.681vc

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